

VERBATIM ¹RECORD OF TRIAL ²

(and accompanying papers)

of

MANNING, Bradley E.

(Name: Last, First, Middle Initial)

Headquarters and
Headquarters Company,
United States Army Garrison
(Unit/Command Name)[REDACTED]

(Social Security Number)

U.S. Army

(Branch of Service)

PFC/E-3

(Rank)

Fort Myer, VA 22211

(Station or Ship)

By

GENERALCOURT-MARTIALConvened by Commander

(Title of Convening Authority)

UNITED STATES ARMY MILITARY DISTRICT OF WASHINGTON

(Unit/Command of Convening Authority)

Tried at

Fort Meade, MD

(Place or Places of Trial)

on

see below

(Date or Dates of Trial)

Date or Dates of Trial:

23 February 2012, 15-16 March 2012, 24-26 April 2012, 6-8 June 2012, 25 June 2012, 16-19 July 2012, 28-30 August 2012, 2 October 2012, 12 October 2012, 17-18 October 2012, 7-8 November 2012, 27 November - 2 December 2012, 5-7 December 2012, 10-11 December 2012, 8-9 January 2013, 16 January 2013, 26 February - 1 March 2013, 8 March 2013, 10 April 2013, 7-8 May 2013, 21 May 2013, 3-5 June 2013, 10-12 June 2013, 17-18 June 2013, 25-28 June 2013, 1-2 July 2013, 8-10 July 2013, 15 July 2013, 18-19 July 2013, 25-26 July 2013, 28 July - 2 August 2013, 5-9 August 2013, 12-14 August 2013, 16 August 2013, and 19-21 August 2013.

¹ Insert "verbatim" or "summarized" as appropriate. (This form will be used by the Army and Navy for verbatim records of trial only.)

² See inside back cover for instructions as to preparation and arrangement.

COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
100-300000	100-300000	100-300000
REQUEST MADE BY PRISONER/DETAINEE:		
N/A		
COMMAND ACTIONS		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
COMMAND REPRESENTATIVE (PRINT)		PRISONER/DETAINEE SIGNATURE:
100-300000		100-300000

PREVIOUS EDITIONS ARE OBSOLETE

Declassify Non-Foreign 2
MCB/1000, Revision 1/99

MCB FORM 1640/17 (11/98) (EF)

DATE 21 OCT 10

CONFINEE NAME

PFC MANNING-JLSMARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?		<input checked="" type="checkbox"/>
If so, have you requested care at all?		
(If no, inform Brig personnel and instruct Soldier how to request care.)		
If so, was the medical response timely?		
Do you have any dental needs?		<input checked="" type="checkbox"/>
If so, have you requested care?		
(If no, inform Brig personnel and instruct Soldier how to request care.)		
If so, was the medical response timely?		
Have you been visited by your unit?	<input checked="" type="checkbox"/>	
Who visited you?		<u>1st WILLIAMS</u>
When was the last visit?		
Have you been visited by a Chaplain?	<input checked="" type="checkbox"/>	
Who visited you?		<u>LT ROSENTHAL</u>
When was the last visit?		<u>TODAY</u>
(If no, ask if the inmate wants a Chaplain visit or declines it.)		
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>	
(If no, explain process to inmate)		
Are you getting clean garments in return?	<input checked="" type="checkbox"/>	
How many changes of uniform do you have?		<u>THREE</u>
Are you getting showers?	<input checked="" type="checkbox"/>	
Did you have soap?	<input checked="" type="checkbox"/>	
Did you have shaving gear?	<input checked="" type="checkbox"/>	
Did you have a towel?	<input checked="" type="checkbox"/>	
(If no to any of the above, explain why and notify Brig personnel.)		
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>	
How long each day?		<u>20 min</u>
(If no, explain why and notify Brig personnel.)		
Do you have telephone access?	<input checked="" type="checkbox"/>	
Have you made any calls?		<input checked="" type="checkbox"/>
How many calls have you made?		
(If no, explain the procedure if the inmate wants to make a call.)		
Do you have telephonic access to your defense attorney?	<input checked="" type="checkbox"/>	
(If no, explain process and set-up an appt if necessary.)		
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>	
Have you visited your defense attorney?	<input checked="" type="checkbox"/>	
If so, was the visit on-post?	<input checked="" type="checkbox"/>	
When was your last defense attorney visit?		<u>20 OCT 10 MA COONIN'S ESCQ</u> <u>461-744-3207</u>

DATE

21 OCT 10

CONFINEE NAME

AFC MANNING

	YES	NO	
Do you have access to the Brig Library?	✓		
Are reading materials offered to you at your cell?	✓		
(If no, explain availability and procedure)			
Are you being fed every day?	✓		
How many times a day?	✓		Three
Are you being fed "hot" meals?	✓		
(Note any missed meals or "cold" meals and why)			
Have you had any visitors other than the chain of command?		✓	
If so, who?			
When was the last visit?			
Do you have any visitation issues?			
(If so, explain policy and report to Brig personnel)			
If the inmate is on Suicide Watch or Injury Prevention:			LEVEL = INJURY
(Record what level of suicide watch -- Suicide Watch or Injury Prevention)			
How long have you been on Suicide Watch or Injury Prevention?	✓		SIX SEVEN
Do you understand why you are on Suicide Watch or Injury Prevention?	✓		FRIDAY 15 OCT 10
When was the last time you saw a doctor/therapist/counselor?	✓		
If so, was that visit on-post or at the Quantico Base Brig?	✓		
Are you getting any prescription medications you need?	✓		
Do you get them in the doses prescribed?	✓		
Do you get the medication on time?	✓		
(If no, explain why and notify Brig personnel, doctor, and unit)			
Since my last visit, how have you been treated by the guards?			PROFESSIONAL
Since my last visit, how have you been treated by the facility?			PROFESSIONAL
Do you understand the Inmate Grievance Procedure?	✓		
Did you get an in-brief by the staff?	✓		
Did you receive the Inmate Handbook?	✓		
Have you had to use it?		✓	
What for?			
Where you notified of the results of your grievance?			
Who notified you?			
How long did that take?			
Do you have any needs we can take care of?		✓	

Inmate Name (PRINT)

MANNING, BRADLEY

Interviewer Name:

ISG Bruce Williams

Inmate's Signature

[Signature]

Interviewer Signature

[Signature]

Date

11 OCT 10

Time

1000

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

2

COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	HHC USAF LT03) 696-3409	21 OCT 10
REQUEST MADE BY PRISONER/DETAINEE:		
N/A		
COMMAND ACTIONS		
N/A		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
N/A		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE	
1SG BRUCE WILLIAMS	[Signature]	

PREVIOUS EDITIONS ARE OBSOLETE

Downloaded from my.fairfax.gov 21
10/21/2010 10:00:00 AM

DATE: 10/27/10

CONFINEE NAME: MANNING, B

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?		✓
If so, have you requested care at all?		✓
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Do you have any dental needs?		✓
If so, have you requested care?		
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Have you been visited by your unit?	✓	
Who visited you?		
When was the last visit?		
Have you been visited by a Chaplain?	✓	
Who visited you?		
When was the last visit?		
[If no, ask if the inmates wants a Chaplain visit or declines it.]		
Are you putting your uniforms and other clothing out for cleaning?	✓	
[If no, explain process to inmate]		
Are you getting clean garments in return?	✓	
How many changes of uniform do you have?	3	
Are you getting showers?	✓	
Did you have soap?	✓	
Did you have shaving gear?	✓	
Did you have a towel?	✓	
[If no to any of the above, explain why and notify Brig personnel.]		
Are you being offered recreation time each day?	✓	
How long each day?	20 MIN	
[If no, explain why and notify Brig personnel.]		
Do you have telephone access?	✓	
Have you made any calls?		✓
How many calls have you made?		✓
[If no, explain the procedure if the inmate wants to make a call.]		
Do you have telephonic access to your defense attorney?	✓	
[If no, explain process and set-up an app't if necessary.]		
Has your defense attorney visited you here?	✓	
Have you visited your defense attorney?	✓	
If so, was the visit on-post?	✓	
When was your last defense attorney visit?		2 WEEKS AGO

DATE:

10/27/10

CONFINEE NAME

MANNING, B.

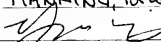
	YES	NO
Do you have access to the Brig Library?	✓	
Are reading materials offered to you at your cell?	✓	
<i>[If no, explain availability and procedure.]</i>		
Are you being fed every day?	✓	
How many times a day?	3	
Are you being fed "hot" meals?	✓	
<i>[Note any missed meals or "cold" meals and why.]</i>		
Have you had any visitors other than the chain of command?		✓
If so, who?		
When was the last visit?		
Do you have any visitation issues?		
<i>[If so, explain policy and report to Brig personnel.]</i>		
If the inmate is on Suicide Watch or Injury Prevention:	✓	
<i>[Record what level of suicide watch -- Suicide Watch or Injury Prevention]</i>		LEVEL = INJURY
How long have you been on Suicide Watch or Injury Prevention?	90 days	
Do you understand why you are on Suicide Watch or Injury Prevention?		✓
When was the last time you saw a doctor/therapist/counselor?		
If so, was that visit on-post or at the Quantico Base Brig?	✓	
Are you getting any prescription medications you need?	✓	
Do you get them in the doses prescribed?	✓	
Do you get the medication on time?	✓	
<i>[If no, explain why and notify Brig personnel, doctor, and unit.]</i>		
Since my last visit, how have you been treated by the guards?		EXCELLENT VERY Professional
Since my last visit, how have you been treated by the facility?		EXCELLENT Very Professional
Do you understand the Inmate Grievance Procedure?	✓	
Did you get an in-brief by the staff?	✓	
Did you receive the Inmate Handbook?	✓	
Have you had to use it?		✓
What for?		
Where you notified of the results of your grievance?		
Who notified you?		
How long did that take?		
Do you have any needs we can take care of?	✓	NOT AT This time

Inmate Name (PRINT): MANNING, Bradley E.

Interviewer Name:

Sgt James Willie

Inmate's Signature:



Interviewer Signature:



Date

10/27/10

Time:

1305 hrs

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

DATE: 10 DEC 2010

CONFINEE NAME

PFC MANNINGMARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?		<input checked="" type="checkbox"/>
If so, have you requested care at all?		
<i>(If no, inform Bng personnel and instruct Soldier how to request care.)</i>		
If so, was the medical response timely?		
Do you have any dental needs?		<input checked="" type="checkbox"/>
If so, have you requested care?		
<i>(If no, inform Bng personnel and instruct Soldier how to request care.)</i>		
If so, was the medical response timely?		
Have you been visited by your unit?	<input checked="" type="checkbox"/>	
Who visited you?		<u>APT (M) L2-Daniel</u>
When was the last visit?		<u>10 Nov 2010</u>
Have you been visited by a Chaplain?	<input checked="" type="checkbox"/>	
Who visited you?		<u>Lt Resimthwa, MAJ</u>
When was the last visit?		<u>9 Nov 2010</u>
<i>(If no, ask if the inmate wants a Chaplain visit or declines it.)</i>		
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>	
<i>(If no, explain process to inmate.)</i>		
Are you getting clean garments in return?	<input checked="" type="checkbox"/>	
How many changes of uniform do you have?	<u>13</u>	
Are you getting showers?	<input checked="" type="checkbox"/>	
Did you have soap?	<input checked="" type="checkbox"/>	
Did you have shaving gear?	<input checked="" type="checkbox"/>	
Did you have a towel?	<input checked="" type="checkbox"/>	
<i>(If no to any of the above, explain why and notify Bng personnel.)</i>		
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>	
How long each day?	<u>20 mins</u>	
<i>(If no, explain why and notify Bng personnel.)</i>		
Do you have telephone access?	<input checked="" type="checkbox"/>	
Have you made any calls?		<u>1</u>
How many calls have you made?		<u>1/10/10</u>
<i>(If no, explain the procedure if the inmate wants to make a call.)</i>		
Do you have telephone access to your defense attorney?	<input checked="" type="checkbox"/>	
<i>(If no, explain process and set-up an appt if necessary.)</i>		
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>	
Have you visited your defense attorney?		
If so, was the visit on-post?		
When was your last defense attorney visit?		<u>3 weeks</u>

DATE 10 NOV 2010

CONFINEE NAME

Pfc Manning

	YES	NO
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are reading materials offered to you at your cell?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(If no, explain availability and procedure)		
Are you being fed every day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
How many times a day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you being fed "hot" meals?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(Note any missed meals or "cold" meals and why)		
Have you had any visitors other than the chain of command?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If so, who?		
When was the last visit?		
Do you have any visitation issues?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(If so, explain policy and report to Bng personnel)		
If the inmate is on Suicide Watch or Injury Prevention:	<input checked="" type="checkbox"/>	LEVEL =
(Record what level of suicide watch - Suicide Watch or Injury Prevention)		
How long have you been on Suicide Watch or Injury Prevention?		
Do you understand why you are on Suicide Watch or Injury Prevention?		
When was the last time you saw a doctor/therapist/counselor?		
If so, was that visit on-post or at the Quantico Base Bng?		
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	
Do you get them in the doses prescribed?	<input checked="" type="checkbox"/>	
Do you get the medication on time?	<input checked="" type="checkbox"/>	
(If no, explain why and notify Bng personnel, doctor, and unit)		
Since my last visit, how have you been treated by the guards?		good
Since my last visit, how have you been treated by the facility?		good
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	
Did you receive the Inmate Handbook?	<input checked="" type="checkbox"/>	
Have you had to use it?	<input checked="" type="checkbox"/>	
What for?		
Where you notified of the results of your grievance?		
Who notified you?		
How long did that take?		
Do you have any needs we can take care of?	<input checked="" type="checkbox"/>	

Inmate Name (PRINT) Pfc ManningInterviewer Name Andrew Charles WilliamsInmate's Signature [Signature]Interviewer Signature [Signature]Date 10 NOV 2010 Time 10150

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the Inmate's Trial Counsel

2

DATE: 15 NOV 10

CONFINEE NAME PFC MANALUG-

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?		<input checked="" type="checkbox"/>	
If so, have you requested care at all?			
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?		<input checked="" type="checkbox"/>	
Do you have any dental needs?		<input checked="" type="checkbox"/>	
If so, have you requested care?			
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?			
Have you been visited by your unit?	<input checked="" type="checkbox"/>		
Who visited you?			CW-2 W. D. M. E. L.
When was the last visit?			10 NOV 10
Have you been visited by a Chaplain?	<input checked="" type="checkbox"/>		
Who visited you?			Lt. ROSENTHAL
When was the last visit?			18 Nov 10
[If no, ask if the inmates wants a Chaplain visit or declines it.]			
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>		
[If no, explain process to inmate]			
Are you getting clean garments in return?	<input checked="" type="checkbox"/>		
How many changes of uniform do you have?	<input checked="" type="checkbox"/>		3 uniform 1 set of sweat / more needed
Are you getting showers?	<input checked="" type="checkbox"/>		
Did you have soap?	<input checked="" type="checkbox"/>		
Did you have shaving gear?	<input checked="" type="checkbox"/>		
Did you have a towel?	<input checked="" type="checkbox"/>		
[If no to any of the above, explain why and notify Brig personnel.]			
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>		
How long each day?			20 min
[If no, explain why and notify Brig personnel.]			
Do you have telephone access?	<input checked="" type="checkbox"/>		
Have you made any calls?	<input checked="" type="checkbox"/>		Down this week
How many calls have you made?	<input checked="" type="checkbox"/>		Phone have been down for a while
[If no, explain the procedure if the inmate wants to make a call.]			
Do you have telephonic access to your defense attorney?	<input checked="" type="checkbox"/>		
[If no, explain process and set-up an appt if necessary.]			
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>		SHOULD come for a visit TODAY
Have you visited your defense attorney?	<input checked="" type="checkbox"/>		
If so, was the visit on-post?	<input checked="" type="checkbox"/>		
When was your last defense attorney visit?			3 or 4 weeks AGO

DATE

17 NOV 10

CONFINEE NAME

PFC MANNING

	YES	NO	
Do you have access to the Brig Library?	✓		
Are reading materials offered to you at your cell?	✓		
(If no, explain availability and procedure)			
Are you being fed every day?	✓		
How many times a day?			3 TIMES
Are you being fed "hot" meals?	✓		
(Note any missed meals or "cold" meals and why)			
Have you had any visitors other than the chain of command?	✓		
If so, who?			AVANT ON SATURDAY
When was the last visit?			
Do you have any visitation issues?	✓		
(If so, explain policy and report to Brig personnel)			
If the inmate is on Suicide Watch or Injury Prevention:	✓		LEVEL = INJURY Prevention
(Record what level of suicide watch -- Suicide Watch or Injury Prevention)			
How long have you been on Suicide Watch or Injury Prevention?	✓		SINCE ARRIVAL.
Do you understand why you are on Suicide Watch or Injury Prevention?	✓		
When was the last time you saw a doctor/therapist/counselor?	✓		FRIDAY 12 NOV
If so, was that visit on-post or at the Quantico Base Brig?	✓		
Are you getting any prescription medications you need?	✓		
Do you get them in the doses prescribed?	✓		
Do you get the medication on time?	✓		
(If no, explain why and notify Brig personnel, doctor, and unit.)			
Since my last visit, how have you been treated by the guards?			ALRIGHT NO ISSUES
Since my last visit, how have you been treated by the facility?			PROFESSIONAL
Do you understand the Inmate Grievance Procedure?	✓		
Did you get an in-brief by the staff?	✓		
Did you receive the Inmate Handbook?	✓		
Have you had to use it?		✓	
What for?			
Where you notified of the results of your grievance?			
Who notified you?			
How long did that take?			
Do you have any needs we can take care of?			
			ONE MORE SET OF SWEATS (SMALL)

Inmate Name (PRINT) MANNING-BRANLEY

Interviewer Name 1SG BRUCE WILLIAMS

Inmate's Signature [Signature]

Interviewer Signature [Signature]

Date 13 NOV 10 Time 1030

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

2

COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Inmate the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brq.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	4HC USAG 703-696-3409	18 NOV 2010
REQUEST MADE BY PRISONER/DETAINEE:		
N/A		
COMMAND ACTIONS		
N/A		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
N/A		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE	
136 BRUCE WILLIAMS	[Signature]	

PFC MANNING

Do you have a...

NO

NO

26 NOV 10

STILL ON INJURY PREVENTION AND KNOWS WHY.
YES

YES

YES

4

AUNT

TUESDAY CHAPLAIN ROSENTHAL

Are you getting back to your normal 20 MIN

Do you have teeth? YES, HAS NOT USED

Is there anyone you're angry at? YES

Is there anyone you're afraid of? YES

What is the last thing you did with your hands? WENT 24 NA

How do you feel about the food? PRETTY WE

Are you a doctor? See a doctor? PROFESSIONAL


How many meals do you eat a day? 3 meals
YES HOT

Have you ever been to a doctor? NO

Are you getting prescribed meds + doses? NO

ARE YOU GETTING PRESCRIBED MEDS + DOSES? YES AND ON TIME


PFC MANNING, ROSENTHAL

X 

150...
26 NOV 10


COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING, BRADLEY	HHC USAG (703) 696-3409	26 NOV 10
REQUEST MADE BY PRISONER/DETAINEE		
N/A		
COMMAND ACTIONS		
N/A		
COUNSELOR'S FOLLOW-UP IF NEEDED		
N/A		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE	
1SG BRUCE WILKINS		

DATE 16 DEC 16CONFINEE NAME: MANNING BRADLEYMARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?		✓
If so, have you requested care at all?		✓
(If no, inform Brig personnel and instruct Soldier how to request care.)		
If so, was the medical response timely?		✓
Do you have any dental needs?		✓
If so, have you requested care?		
(If no, inform Brig personnel and instruct Soldier how to request care.)		
If so, was the medical response timely?		✓
Have you been visited by your unit?		✓
Who visited you? <u>Sgt Jones and Sgt Richter</u>		
When was the last visit? <u>Today</u>		
Have you been visited by a Chaplain?	✓	
Who visited you? <u>LT Rasendix</u>		
When was the last visit?		<u>2 Dec</u>
(If no, ask if the inmates wants a Chaplain visit or declines it.)		
Are you putting your uniforms and other clothing out for cleaning?	✓	
(If no, explain process to inmate)	✓	
Are you getting clean garments in return?	✓	
How many changes of uniform do you have?	✓	<u>4</u>
Are you getting showers?	✓	
Did you have soap?	✓	
Did you have shaving gear?	✓	
Did you have a towel?	✓	
(If no to any of the above, explain why and notify Brig personnel.)		
Are you being offered recreation time each day?	✓	
How long each day? <u>20 MIN A DAY</u>		<u>20 MIN A DAY</u>
(If no, explain why and notify Brig personnel.)		
Do you have telephone access?	✓	
Have you made any calls?		✓
How many calls have you made?		
(If no, explain the procedure if the inmate wants to make a call.)		
Do you have telephonic access to your defense attorney?	✓	
(If no, explain process and set-up an appt if necessary.)		
Has your defense attorney visited you here?	✓	✓
Have you visited your defense attorney?		
If so, was the visit on-post?		
When was your last defense attorney visit?		<u>7 weeks ago</u>

DATE 10 DEC 10CONFINEE NAME: SFC MANNING BRADLEY

	YES	NO
Do you have access to the Brig Library?	/	/
Are reading materials offered to you at your cell? (If no, explain availability and procedure.)	/	/
Are you being fed every day?	/	/
How many times a day?	3	
Are you being fed "hot" meals? (Note any missed meals or "cold" meals and why.)	/	
Have you had any visitors other than the chain of command? If so, who?	/	
When was the last visit?		
Do you have any visitation issues? (If so, explain policy and report to Brig personnel.)		
If the Inmate is on Suicide Watch or Injury Prevention: (Record what level of suicide watch - Suicide Watch or Injury Prevention)	/	LEVEL - MAX
How long have you been on Suicide Watch or Injury Prevention?		4 MONTH
Do you understand why you are on Suicide Watch or Injury Prevention?	/	
When was the last time you saw a doctor/therapist/counselor?		
If so, was that visit on-post or at the Quantico Base Brig?		
Are you getting any prescription medications you need?	/	
Do you get them in the doses prescribed?	/	
Do you get the medication on time? (If no, explain why and notify Brig personnel, doctor, and unit.)	/	
Since my last visit, how have you been treated by the guards?		
Since my last visit, how have you been treated by the facility?		
Do you understand the Inmate Grievance Procedure?	/	
Did you get an in-brief by the staff?	/	
Did you receive the Inmate Handbook?	/	
Have you had to use it? What for?		
Where you notified of the results of your grievance?		
Who notified you?		
How long did that take?		
Do you have any needs we can take care of?		
NEED UNDERWEAR & T-SHIRTS		

Inmate Name (PRINT) SFC MANNING BRADLEYInterviewer Name: SFC JONES WillieInmate's Signature: [Signature]Interviewer Signature: [Signature]Date 10 DEC 10 Time 0945

** Original Completed Sheets will be kept on file by Commander.
 ** Provide a copy to the inmate's Trial Counselor

DATE 14 DEC 10

CONFINEE NAME

MANNING BRADLEYMARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
If so, have you requested care at all?		
(If no, inform Brig personnel and instruct Soldier how to request care.)		
If so, was the medical response timely?		<input checked="" type="checkbox"/>
Do you have any dental needs?		<input checked="" type="checkbox"/>
If so, have you requested care?		
(If no, inform Brig personnel and instruct Soldier how to request care.)		
If so, was the medical response timely?	<input checked="" type="checkbox"/>	
Have you been visited by your unit?	<input checked="" type="checkbox"/>	
Who visited you?	<u>SFC JANE SE</u>	<u>SFC JANE AND SFC RICHARD</u>
When was the last visit?		<u>10 DEC 2010</u>
Have you been visited by a Chaplain?	<input checked="" type="checkbox"/>	
Who visited you?	<u>1LT ROSENDEL (MARINE CH)</u>	<u>1LT ROSENDEL MARINE CH</u>
When was the last visit?	<u>LAST THURSDAY</u>	<u>LAST THURSDAY DEC 2</u>
(If no, ask if the inmates wants a Chaplain visit or declines it.)		
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>	
(If no, explain process to inmate)		
Are you getting clean garments in return?	<input checked="" type="checkbox"/>	
How many changes of uniform do you have?	<input checked="" type="checkbox"/>	<u>4</u>
Are you getting showers?	<input checked="" type="checkbox"/>	
Did you have soap?	<input checked="" type="checkbox"/>	
Did you have shaving gear?	<input checked="" type="checkbox"/>	
Did you have a towel?	<input checked="" type="checkbox"/>	
(If no to any of the above, explain why and notify Brig personnel.)		
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>	
How long each day?	<u>1 HOUR & 1 DAY</u>	<u>1 HOUR 4 DAY</u>
(If no, explain why and notify Brig personnel.)		
Do you have telephone access?	<input checked="" type="checkbox"/>	
Have you made any calls?	<input checked="" type="checkbox"/>	
How many calls have you made?	<input checked="" type="checkbox"/>	
(If no, explain the procedure if the inmate wants to make a call.)		
Do you have telephonic access to your defense attorney?	<input checked="" type="checkbox"/>	
(If no, explain process and set-up an appt if necessary.)		
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>	
Have you visited your defense attorney?	<input checked="" type="checkbox"/>	
If so, was the visit on-post?		<input checked="" type="checkbox"/>
When was your last defense attorney visit?		<u>PFC MUEP</u> <u>14 DEC 10</u> <u>14 DEC 10</u>

DATE: 14 DEC 10CONFINEE NAME: MANNING BRADLEY

	YES	NO
Do you have access to the Brig Library?	/	
Are reading materials offered to you at your cell? (If no, explain availability and procedure.)	/	
Are you being fed every day?	/	
How many times a day?	/	3
Are you being fed "hot" meals? (Note any missed meals or "cold" meals and why.)	/	
Have you had any visitors other than the chain of command?	/	
If so, who?	/	COUSIN
When was the last visit?	/	11 DEC 10
Do you have any visitation issues? (If so, explain policy and report to Brig personnel.)	/	
If the Inmate is on Suicide Watch or Injury Prevention:	/	LEVEL = MAX
(Record what level of suicide watch - Suicide Watch or Injury Prevention)	/	
How long have you been on Suicide Watch or Injury Prevention?	/	4 months
Do you understand why you are on Suicide Watch or Injury Prevention?	/	
When was the last time you saw a doctor/therapist/counselor?	/	13 DEC 10
If so, was that visit on-post or at the Quantico Base Brig?	/	ON POST
Are you getting any prescription medications you need?	/	
Do you get them in the doses prescribed?	/	
Do you get the medication on time? (If no, explain why and notify Brig personnel, doctor, and unit.)	/	
Since my last visit, how have you been treated by the guards?		Good excellent
Since my last visit, how have you been treated by the facility?		Good excellent
Do you understand the Inmate Grievance Procedure?	/	
Did you get an in-brief by the staff?	/	
Did you receive the Inmate Handbook?	/	
Have you had to use it? What for?	/	
Where you notified of the results of your grievance?	/	
Who notified you?	/	
How long did that take?	/	
Do you have any needs we can take care of?	/	

Inmate Name (PRINT):

DET MANNING BRADLEY

Interviewer Name:

Sgt Jones Willie

Inmate's Signature:

[Signature]

Interviewer Signature:

[Signature]Date: 14 DEC 10 Time: 1545

** Original Completed Sheets will be kept on file by Commander.
 ** Provide a copy to the inmate's Trial Counsel

DATE:

23 DEC 10

CONFINEE NAME:

PFC MANNING

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?		✓	
If so, have you requested care at all?		✓	
[If no, inform Brig personnel and instruct Soldier how to request care.]		✓	
If so, was the medical response timely?		✓	
Do you have any dental needs?		✓	
If so, have you requested care?		✓	
[If no, inform Brig personnel and instruct Soldier how to request care.]		✓	
If so, was the medical response timely?		✓	
Have you been visited by your unit?	✓	✓	
Who visited you?	✓	✓	Sgt JONES
When was the last visit?	✓	✓	15 DEC 10
Have you been visited by a Chaplain?	✓	✓	
Who visited you?	✓	✓	LT ROSENTHAL
When was the last visit?	✓	✓	21 DEC 10
[If no, ask if the inmates want a Chaplain visit or declines it.]			
Are you putting your uniforms and other clothing out for cleaning?	✓		
[If no, explain process to inmate.]			
Are you getting clean garments in return?	✓		
How many changes of uniform do you have?	✓		3 MAJOR TWO SWEATS
Are you getting showers?	✓		
Did you have soap?	✓		
Did you have shaving gear?	✓		
Did you have a towel?	✓		
[If no to any of the above, explain why and notify Brig personnel.]			
Are you being offered recreation time each day?	✓		
How long each day?	✓		1 hour
[If no, explain why and notify Brig personnel.]			
Do you have telephone access?	✓		
Have you made any calls?	✓	✓	
How many calls have you made?	✓	✓	
[If no, explain the procedure if the inmate wants to make a call.]			
Do you have telephonic access to your defense attorney?	✓		
[If no, explain process and set-up an appt if necessary.]			
Has your defense attorney visited you here?	✓		
Have you visited your defense attorney?	✓		Yes at home
If so, was the visit on-post?	✓		16 DEC 10
When was your last defense attorney visit?			

DATE

23 Dec 10

CONFINEE NAME:

PRC MANNING

	YES	NO	
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>		
Are reading materials offered to you at your cell? [If no, explain availability and procedure.]	<input checked="" type="checkbox"/>		
Are you being fed every day?	<input checked="" type="checkbox"/>		THREE MEALS
How many times a day?	<input checked="" type="checkbox"/>		
Are you being fed "hot" meals? [Note any missed meals or "cold" meals and why.]	<input checked="" type="checkbox"/>		
Have you had any visitors other than the chain of command?	<input checked="" type="checkbox"/>		
If so, who?			PRISON
When was the last visit?		<input checked="" type="checkbox"/>	SAT + SUNDAY
Do you have any visitation issues? [If so, explain policy and report to Brig personnel.]		<input checked="" type="checkbox"/>	
If the inmate is on Suicide Watch or Injury Prevention:			LEVEL = INJURY PREVENTED
[Record what level of suicide watch -- Suicide Watch or Injury Prevention]			
How long have you been on Suicide Watch or Injury Prevention?		<input checked="" type="checkbox"/>	SINCE ENTRY
Do you understand why you are on Suicide Watch or Injury Prevention?		<input checked="" type="checkbox"/>	FRIDAY
When was the last time you saw a doctor/therapist/counselor?	<input checked="" type="checkbox"/>		BRIG
If so, was that visit on-post or at the Quantico Base Brig?	<input checked="" type="checkbox"/>		
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>		
Do you get them in the doses prescribed?	<input checked="" type="checkbox"/>		
Do you get the medication on time? [If no, explain why and notify Brig personnel, doctor, and unit.]	<input checked="" type="checkbox"/>		
Since my last visit, how have you been treated by the guards?			FINE
Since my last visit, how have you been treated by the facility?			FINE
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>		
Did you get an in-brief by the staff?			
Did you receive the Inmate Handbook?		<input checked="" type="checkbox"/>	
Have you had to use it?			
What for?			
Where you notified of the results of your grievance?			
Who notified you?			
How long did that take?			
Do you have any needs we can take care of?			NOT AT THIS TIME

Inmate Name (PRINT):

MANUEL BRADLEY

Interviewer Name:

156 BRUCE WILKINS

Inmate's Signature:

[Signature]

Interviewer Signature:

[Signature]

Date:

23 DEC 10

Time:

0900

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

2

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	HHC VSAF 696-3409	23 DEC 10
REQUEST MADE BY PRISONER/DETAINEE		
N/A		
COMMAND ACTIONS		
N/A		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
N/A		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE	
1SG BRUCE WELLMAN	[Signature]	

PREVIOUS EDITIONS ARE OBSOLETE

Obtain from Form 151
MCB (1) November 1985

DATE

30 DEC 10

CONFINEE NAME

PFC MANNING

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
If so, have you requested care at all?			
<i>[If no, inform Brig personnel and instruct Soldier how to request care.]</i>			
If so, was the medical response timely?	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
Do you have any dental needs?	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
If so, have you requested care?			
<i>[If no, inform Brig personnel and instruct Soldier how to request care.]</i>			
If so, was the medical response timely?	<input checked="" type="checkbox"/>		
Have you been visited by your unit?	<input checked="" type="checkbox"/>		
Who visited you?			1SG WILLIAMS
When was the last visit?			23 DEC 10
Have you been visited by a Chaplain?	<input checked="" type="checkbox"/>		
Who visited you?			1LT ROSENTHAL
When was the last visit?			THIS MORNING
<i>[If no, ask if the inmates wants a Chaplain visit or declines it.]</i>	<input checked="" type="checkbox"/>		
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>		
<i>[If no, explain process to inmate]</i>			
Are you getting clean garments in return?	<input checked="" type="checkbox"/>		
How many changes of uniform do you have?	<input checked="" type="checkbox"/>		FOUR
Are you getting showers?	<input checked="" type="checkbox"/>		
Did you have soap?	<input checked="" type="checkbox"/>		
Did you have shaving gear?	<input checked="" type="checkbox"/>		
Did you have a towel?	<input checked="" type="checkbox"/>		
<i>[If no to any of the above, explain why and notify Brig personnel.]</i>			
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>		
How long each day?			60 MIN
<i>[If no, explain why and notify Brig personnel.]</i>	<input checked="" type="checkbox"/>		
Do you have telephone access?	<input checked="" type="checkbox"/>		
Have you made any calls?		<input checked="" type="checkbox"/>	N/A
How many calls have you made?			
<i>[If no, explain the procedure if the inmate wants to make a call]</i>	<input checked="" type="checkbox"/>		
Do you have telephonic access to your defense attorney?	<input checked="" type="checkbox"/>		
<i>[If no, explain process and set-up an app't if necessary]</i>			
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
Have you visited your defense attorney?			
If so, was the visit on-post?			
When was your last defense attorney visit?			CANNOT RECALL

DATE

30 DEC 10

CONFINEE NAME

PFC MANNING

	YES	NO
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are reading materials offered to you at your cell?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(If no, explain availability and procedure)		
Are you being fed every day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
How many times a day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you being fed "hot" meals?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(Note any missed meals or "cold" meals and why.)		
Have you had any visitors other than the chain of command?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If so, who?		
When was the last visit?		<input checked="" type="checkbox"/>
Do you have any visitation issues?		<input checked="" type="checkbox"/>
(If so, explain policy and report to Brig personnel.)		
If the inmate is on Suicide Watch or Injury Prevention:		
(Record what level of suicide watch - Suicide Watch or Injury Prevention)		LEVEL = <u>INJURY</u>
How long have you been on Suicide Watch or Injury Prevention?		<input checked="" type="checkbox"/>
Do you understand why you are on Suicide Watch or Injury Prevention?		<input checked="" type="checkbox"/>
When was the last time you saw a doctor/therapist/counselor?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If so, was that visit on-post or at the Quantico Base Brig?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you get them in the doses prescribed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you get the medication on time?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(If no, explain why and notify Brig personnel, doctor, and unit.)		
Since my last visit, how have you been treated by the guards?		<input checked="" type="checkbox"/>
Since my last visit, how have you been treated by the facility?		<input checked="" type="checkbox"/>
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Did you receive the Inmate Handbook?		<input checked="" type="checkbox"/>
Have you had to use it?		<input checked="" type="checkbox"/>
What for?		
Where you notified of the results of your grievance?		<input type="checkbox"/>
Who notified you?		
How long did that take?		
Do you have any needs we can take care of?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

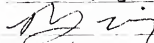
Inmate Name (PRINT)

MANNING-BRADLEY

Interviewer Name

1SG BRUCE WILLIAMS

Inmate's Signature



Interviewer Signature



Date

30 DEC 10

Time

1600

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

2

COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	LHC USRG (703) 696-3409	30 DEC 10

REQUEST MADE BY PRISONER/DETAINEE:

N/A

COMMAND ACTIONS

N/A

COUNSELOR'S FOLLOW-UP IF NEEDED:

N/A

COMMAND REPRESENTATIVE (PRINT)

1SG BRUCE WILLIAMS

PRISONER/DETAINEE SIGNATURE

[Signature]

DATE

CONFINEE NAME

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?			
If so, have you requested care at all?			
(If no, inform Brig personnel and instruct Soldier how to request care.)			
If so, was the medical response timely?			
Do you have any dental needs?			
If so, have you requested care?			
(If no, inform Brig personnel and instruct Soldier how to request care.)			
If so, was the medical response timely?			
Have you been visited by your unit?			
Who visited you?			
When was the last visit?			
Have you been visited by a Chaplain?			
Who visited you?			
When was the last visit?			
(If no, ask if the inmates wants a Chaplain visit or declines it.)			
Are you putting your uniforms and other clothing out for cleaning?			
(If no, explain process to inmate)			
Are you getting clean garments in return?			
How many changes of uniform do you have?			
Are you getting showers?			
Did you have soap?			
Did you have shaving gear?			
Did you have a towel?			
(If no to any of the above, explain why and notify Brig personnel)			
Are you being offered recreation time each day?			
How long each day?			
(If no, explain why and notify Brig personnel)			
Do you have telephone access?			
Have you made any calls?			
How many calls have you made?			
(If no, explain the procedure if the inmate wants to make a call)			
Do you have telephonic access to your defense attorney?			
(If no, explain process and set-up an appt if necessary)			
Has your defense attorney visited you here?			
Have you visited your defense attorney?			
If so, was the visit on-post?			
When was your last defense attorney visit?			

DATE 11/11/14CONFINEE NAME Mr. [illegible]

	YES	NO
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	
Are reading materials offered to you at your cell?	<input checked="" type="checkbox"/>	
[If no, explain availability and procedure]		
Are you being fed every day?	<input checked="" type="checkbox"/>	
How many times a day?		3 meals
Are you being fed "hot" meals?	<input checked="" type="checkbox"/>	
[Note any missed meals or "cold" meals and why.]		
Have you had any visitors other than the chain of command?	<input checked="" type="checkbox"/>	
If so, who?		Cook, [illegible], [illegible]
When was the last visit?		today
Do you have any visitation issues?		<input checked="" type="checkbox"/>
[If so, explain policy and report to Brig personnel]		
If the inmate is on Suicide Watch or Injury Prevention:		LEVEL = <u>max</u>
[Record what level of suicide watch - Suicide Watch or Injury Prevention]		
How long have you been on Suicide Watch or Injury Prevention?		1 day
Do you understand why you are on Suicide Watch or Injury Prevention?		1 day
When was the last time you saw a doctor/therapist/counselor?		1 day
If so, was that visit on-post or at the Quantico Base Brig?		on post
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	
Do you get them in the doses prescribed?	<input checked="" type="checkbox"/>	
Do you get the medication on time?	<input checked="" type="checkbox"/>	
[If no, explain why and notify Brig personnel, doctor, and unit.]		
Since my last visit, how have you been treated by the guards?		adequate
Since my last visit, how have you been treated by the facility?		adequate
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	
Did you receive the Inmate Handbook?	<input checked="" type="checkbox"/>	
Have you had to use it?		
What for?		
Where you notified of the results of your grievance?		
Who notified you?		
How long did that take?		
Do you have any needs we can take care of?		

Inmate Name (PRINT) Mr. [illegible]Interviewer Name Mr. [illegible]Inmate's Signature [illegible]Interviewer Signature [illegible]Date 11/11/14 Time 1:00

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

2

DATE

14 JAN 11

CONFINEE NAME

PFC MANNING

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?		<input checked="" type="checkbox"/>	
If so, have you requested care at all?			
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?			
Do you have any dental needs?		<input checked="" type="checkbox"/>	
If so, have you requested care?			
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?			
Have you been visited by your unit?	<input checked="" type="checkbox"/>		
Who visited you?			CPT CASAMAYRA
When was the last visit?			NOV 1
Have you been visited by a Chaplain?	<input checked="" type="checkbox"/>		
Who visited you?			LT ROSENTHAL
When was the last visit?			YES, RECENT
[If no, ask if the inmates wants a Chaplain visit or declines it.]			
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>		
[If no, explain process to inmate]			
Are you getting clean garments in return?	<input checked="" type="checkbox"/>		
How many changes of uniform do you have?	<input checked="" type="checkbox"/>		ONE
Are you getting showers?	<input checked="" type="checkbox"/>		
Did you have soap?	<input checked="" type="checkbox"/>		
Did you have shaving gear?	<input checked="" type="checkbox"/>		
Did you have a towel?	<input checked="" type="checkbox"/>		
[If no to any of the above, explain why and notify Brig personnel.]			
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>		
How long each day?			1 hour
[If no, explain why and notify Brig personnel.]			
Do you have telephone access?	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
Have you made any calls?			
How many calls have you made?			
[If no, explain the procedure if the inmate wants to make a call.]			
Do you have telephonic access to your defense attorney?	<input checked="" type="checkbox"/>		
[If no, explain process and set-up an appt if necessary.]			
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
Have you visited your defense attorney?	<input checked="" type="checkbox"/>		
If so, was the visit on-post?	<input checked="" type="checkbox"/>		
When was your last defense attorney visit?			LAST MONTH

DATE

19 JAN 11

CONFINEE NAME

PRC MANNING

	YES	NO	
Do you have access to the Brig Library?	✓		
Are reading materials offered to you at your cell?	✓		
[If no, explain availability and procedure]			
Are you being fed every day?	✓		
How many times a day?	✓		THREE
Are you being fed "hot" meals?	✓		
[Note any missed meals or "cold" meals and why.]			
Have you had any visitors other than the chain of command?		✓	NOT RECENT
If so, who?			
When was the last visit?			
Do you have any visitation issues?			
[If so, explain policy and report to Brig personnel.]			
If the inmate is on Suicide Watch or Injury Prevention:			LEVEL = INJURY PREVENTION
[Record what level of suicide watch -- Suicide Watch or Injury Prevention]			
How long have you been on Suicide Watch or Injury Prevention?		✓	SINCE ENTRY
Do you understand why you are on Suicide Watch or Injury Prevention?			
When was the last time you saw a doctor/therapist/counselor?			1425 MANNING AT BRIG
If so, was that visit on-post or at the Quantico Base Brig?			
Are you getting any prescription medications you need?	✓		
Do you get them in the doses prescribed?	✓		
Do you get the medication on time?	✓		
[If no, explain why and notify Brig personnel, doctor, and unit.]			
Since my last visit, how have you been treated by the guards?			EXCELLENT
Since my last visit, how have you been treated by the facility?			ATTENTIVE
Do you understand the Inmate Grievance Procedure?	✓		
Did you get an in-brief by the staff?	✓		
Did you receive the Inmate Handbook?	✓		
Have you had to use it?	✓		
What for?			
Where you notified of the results of your grievance?		✓	FORM ON HOW TO GET OFF INJURY PREVENTION
Who notified you?			
How long did that take?			
Do you have any needs we can take care of?			

Inmate Name (PRINT)

MANNING, BRADLEY

Interviewer Name

ISG BRUCE WILLIAMS

Inmate's Signature

Interviewer Signature

Bruce Williams

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

Date

19 JAN 11

Time

2

1. NAME: [Handwritten: J. J. J.]
2. ADDRESS: [Handwritten: 1234567890]
3. CITY: [Handwritten: 1234567890]
4. STATE: [Handwritten: 1234567890]
5. ZIP: [Handwritten: 1234567890]

COMPLAINT ACTIONS

CONCERNING POL. DIV. OF (P. REEDED)

CHIEF OF REPRESENTATION

CHIEF OF REPRESENTATION

5. When left - 11:00
6. Access to latrine - YES
7. How do you like the food? - I like it, but I don't like the taste, 47 meals
8. Seen a doctor - 10/12/1971 - 20 JAN 11
9. Last visitor - ATTORNEY, LAST FROM AMERICA
10. Talk with defense attorney -
11. Access to library - MATERIAL - TAPING CELL, SEEN ACCESS TO LIBRARY
12. Access to telephone - YES, NOT USED
13. Last time seen a counselor/therapist/humanist - Tuesday 18 JAN 11
14. How have you been treated by the guards - DECENT
15. Are you getting hot meals - YES
16. How many times a day do you eat - THREE MEALS A DAY
17. Any other needs - NOTHING NEW
18. Same grievance pending.

*WHY AND HOW IT WAS IMPLEMENTED.

MANNING EADY 46, 177777

20 JAN 11
B2M

CONTINUED ON REVERSE SIDE AND THROUGHOUT THE ENTIRE REPORT. REPORT IS TO BE COMPLETED AND FORWARDED TO THE COMMANDING OFFICER OF THE VESSEL OR TO THE COMMANDING OFFICER OF THE SHIP OR TO THE COMMANDING OFFICER OF THE AIRCRAFT. REPORT IS TO BE COMPLETED AND FORWARDED TO THE COMMANDING OFFICER OF THE VESSEL OR TO THE COMMANDING OFFICER OF THE SHIP OR TO THE COMMANDING OFFICER OF THE AIRCRAFT.

PRISONER'S NAME	MR. AND MISS PRIDE	DATE
1. NAME	1. NAME	1. NAME
2. ADDRESS		
3. PHONE		
4. RELIGION		
5. RACE		
6. ETHNICITY		
7. OCCUPATION		
8. EDUCATION		
9. MARITAL STATUS		
10. OTHER INFORMATION		
11. COMMENTS		
12. SIGNATURE		
13. DATE		
14. TIME		
15. LOCATION		
16. WEATHER		
17. VESSEL/SHIP/AIRCRAFT		
18. COMMANDING OFFICER		
19. COUNSELOR'S FOLLOW-UP IF NEEDED		
20. OTHER INFORMATION		
21. COMMENTS		
22. SIGNATURE		
23. DATE		
24. TIME		
25. LOCATION		
26. WEATHER		
27. VESSEL/SHIP/AIRCRAFT		
28. COMMANDING OFFICER		

DATE 28 JAN 11CONFINEE NAME: 1PC MountzabMARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?		<input checked="" type="checkbox"/>	
If so, have you requested care at all?			
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?			
Do you have any dental needs?			maybe A check up
If so, have you requested care?			
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?			
Have you been visited by your unit?	<input checked="" type="checkbox"/>		
Who visited you?			SG Williams ICDN - 1 GAN CSM
When was the last visit?	<input checked="" type="checkbox"/>		20 JAN 11
Have you been visited by a Chaplain?			
Who visited you?			LT ROSENBERG
When was the last visit?			YESTERDAY
[If no, ask if the inmates wants a Chaplain visit or declines it.]			
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>		
[If no, explain process to inmate]			
Are you getting clean garments in return?	<input checked="" type="checkbox"/>		
How many changes of uniform do you have?			5 together
Are you getting showers?	<input checked="" type="checkbox"/>		
Did you have soap?	<input checked="" type="checkbox"/>		
Did you have shaving gear?	<input checked="" type="checkbox"/>		
Did you have a towel?	<input checked="" type="checkbox"/>		
[If no to any of the above, explain why and notify Brig personnel.]			
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>		
How long each day?			1 Hour
[If no, explain why and notify Brig personnel.]			
Do you have telephone access?	<input checked="" type="checkbox"/>		
Have you made any calls?		<input checked="" type="checkbox"/>	
How many calls have you made?			
[If no, explain the procedure if the inmate wants to make a call.]			
Do you have telephonic access to your defense attorney?	<input checked="" type="checkbox"/>		
[If no, explain process and set-up an app't if necessary.]			
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>		
Have you visited your defense attorney?	<input checked="" type="checkbox"/>		
If so, was the visit on-post?			
When was your last defense attorney visit?			21 JAN 11

DATE

28 JAN 11

CONFINEE NAME:

PFC MANNING

	YES	NO	
Do you have access to the Brig Library?	✓		
Are reading materials offered to you at your cell?	✓		
[If no, explain availability and procedure.]			
Are you being fed every day?	✓		
How many times a day?	✓		3 meals
Are you being fed "hot" meals?	✓		
[Note any missed meals or "cold" meals and why.]			
Have you had any visitors other than the chain of command?		✓	
If so, who?			
When was the last visit?			
Do you have any visitation issues?			
[If so, explain policy and report to Brig personnel.]			
If the inmate is on Suicide Watch or Injury Prevention:			LEVEL = Injury Prevention
[Record what level of suicide watch - Suicide Watch or Injury Prevention]			
How long have you been on Suicide Watch or Injury Prevention?		✓	SINCE ENTRY
Do you understand why you are on Suicide Watch or Injury Prevention?		✓	PFC MANNING
When was the last time you saw a doctor/therapist/counselor?	✓		
If so, was that visit on-post or at the Quantico Base Bng?	✓		
Are you getting any prescription medications you need?	✓		
Do you get them in the doses prescribed?	✓		
Do you get the medication on time?	✓		
[If no, explain why and notify Brig personnel, doctor, and unit]			
Since my last visit, how have you been treated by the guards?			BEATFUL
Since my last visit, how have you been treated by the facility?			PRETTY WELL
Do you understand the Inmate Grievance Procedure?	✓		
Did you get an in-brief by the staff?	✓		
Did you receive the Inmate Handbook?	✓		
Have you had to use it?		✓	
What for?			
Where you notified of the results of your grievance?			
Who notified you?			
How long did that take?			
Do you have any needs we can take care of?			
3 pairs of socks had more when he got here; maybe up to 3 pairs are missing.			

Inmate Name (PRINT):

MANNING BRADLEY

Interviewer Name:

1SG Bruce Williams

Inmate's Signature:

[Signature]

Interviewer Signature:

[Signature]

Date

28 JAN 11

Time


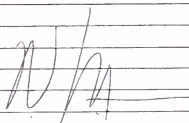


1500

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the Inmate's Trial Counsel

2

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	HHC USAF 703-696-3409	28 JAN 11
REQUEST MADE BY PRISONER/DETAINEE:		
		
COMMAND ACTIONS		
		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE:	
1SG BRUCE WILLIAMS		

PREVIOUS EDITIONS ARE OBSOLETE

 Copyright 1994, Joint Force 21
 MC3196A, November 1994

DATE:

4 FEB 11

CONFINEE NAME:

PFC MANNING

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?		✓
If so, have you requested care at all?		
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Do you have any dental needs?		
If so, have you requested care?		
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Have you been visited by your unit?	✓	
Who visited you?		
When was the last visit?		
Have you been visited by a Chaplain?	✓	
Who visited you?		
When was the last visit?		
[If no, ask if the inmates wants a Chaplain visit or declines it.]		
Are you putting your uniforms and other clothing out for cleaning?	✓	
[If no, explain process to inmate]		
Are you getting clean garments in return?	✓	
How many changes of uniform do you have?		
Are you getting showers?	✓	
Did you have soap?	✓	
Did you have shaving gear?	✓	
Did you have a towel?	✓	
[If no to any of the above, explain why and notify Brig personnel.]		
Are you being offered recreation time each day?	✓	
How long each day?		
[If no, explain why and notify Brig personnel.]		
Do you have telephone access?	✓	✓
Have you made any calls?		
How many calls have you made?		
[If no, explain the procedure if the inmate wants to make a call.]		
Do you have telephonic access to your defense attorney?	✓	
[If no, explain process and set-up an app'l if necessary.]		
Has your defense attorney visited you here?	✓	
Have you visited your defense attorney?	✓	
If so, was the visit on-post?		
When was your last defense attorney visit?		

Still get behavior up.

1SG WILLIAMS
2 JAN 11LT ROSENTHAL
3 FEB 11

FIVE

1 HOUR

LAST WEEK BUT TURNED AROUND
WILL COME BACK 5 FEB 11

DATE:

4 FEB 11

CONFINEE NAME:

PFC MANNING

	YES	NO
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	
Are reading materials offered to you at your cell? [If no, explain availability and procedure.]	<input checked="" type="checkbox"/>	
Are you being fed every day?	<input checked="" type="checkbox"/>	
How many times a day?	<input checked="" type="checkbox"/>	THREE
Are you being fed "hot" meals? [Note any missed meals or "cold" meals and why.]	<input checked="" type="checkbox"/>	
Have you had any visitors other than the chain of command?	<input checked="" type="checkbox"/>	
If so, who?		PERSON 30 STALL
When was the last visit?		
Do you have any visitation issues? [If so, explain policy and report to Brig personnel.]		<input checked="" type="checkbox"/>
If the inmate is on Suicide Watch or Injury Prevention:		LEVEL = 1A30LY Prevention
[Record what level of suicide watch -- Suicide Watch or Injury Prevention]		
How long have you been on Suicide Watch or Injury Prevention?	<input checked="" type="checkbox"/>	SINCE ENTRY
Do you understand why you are on Suicide Watch or Injury Prevention?	<input checked="" type="checkbox"/>	REASON
When was the last time you saw a doctor/therapist/counselor?	<input checked="" type="checkbox"/>	
If so, was that visit on-post or at the Quantico Base Brig?	<input checked="" type="checkbox"/>	
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	
Do you get them in the doses prescribed?	<input checked="" type="checkbox"/>	
Do you get the medication on time? [If no, explain why and notify Brig personnel, doctor, and unit.]	<input checked="" type="checkbox"/>	
Since my last visit, how have you been treated by the guards?		Very Well
Since my last visit, how have you been treated by the facility?		EXCELLENT
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	
Did you receive the Inmate Handbook?	<input checked="" type="checkbox"/>	
Have you had to use it? What for?		<input checked="" type="checkbox"/>
Where you notified of the results of your grievance? Who notified you?		
How long did that take?		
Do you have any needs we can take care of?		

Inmate Name (PRINT):

MANNING BRADLEY

Interviewer Name:

1SG Price Williams

Inmate's Signature:

[Signature]

Interviewer Signature:

[Signature]

Date:

4 FEB 11

Time:

1430

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

2

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	HHC USAC 703-696-3409	4 FEB 11

REQUEST MADE BY PRISONER/DETAINEE:

N/A

COMMAND ACTIONS

N/A

COUNSELOR'S FOLLOW-UP IF NEEDED:

N/A

COMMAND REPRESENTATIVE (PRINT)

1SG BRUCE WILLIAMS

PRISONER/DETAINEE SIGNATURE

[Signature]

DATE

11 FEB 2011

CONFINEE NAME:

PFC MANNING

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions	YES	NO	
Do you have any medical conditions?			
If so, have you requested care at all?		✓	
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?		✓	
Do you have any dental needs?		✓	
If so, have you requested care?			
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?			
Have you been visited by your unit?	✓		THURSDAY FEB 3 2011 1SG Williams
Who visited you?			
When was the last visit?	✓		WEB FEB 10 Chaplain Kosowski (AWY)
Have you been visited by a Chaplain?	✓		
Who visited you?			
When was the last visit?			
[If no, ask if the inmates wants a Chaplain visit or declines it.]			
Are you putting your uniforms and other clothing out for cleaning?	✓		
[If no, explain process to inmate]			
Are you getting clean garments in return?	✓		5
How many changes of uniform do you have?			
Are you getting showers?	✓		
Did you have soap?	✓		
Did you have shaving gear?	✓		
Did you have a towel?	✓		
[If no to any of the above, explain why and notify Brig personnel.]			
Are you being offered recreation time each day?	✓		1 Hour
How long each day?			
[If no, explain why and notify Brig personnel.]			
Do you have telephone access?	✓		
Have you made any calls?		✓	N/A
How many calls have you made?			
[If no, explain the procedure if the inmate wants to make a call.]			
Do you have telephonic access to your defense attorney?	✓		
[If no, explain process and set-up an app't if necessary.]			
Has your defense attorney visited you here?	✓		2 WEEK ET MYER 11 FEB 2011
Have you visited your defense attorney?	✓		
If so, was the visit on-post?	✓		
When was your last defense attorney visit?			2 WEEK Brig

DATE: 11 FEB 2011CONFINEE NAME: PFC MANNING S

	YES	NO
Do you have access to the Brig Library?	✓	
Are reading materials offered to you at your cell? (If no, explain availability and procedure)	✓	
Are you being fed every day?	✓	
How many times a day?	✓	3xs
Are you being fed "hot" meals? (Note any missed meals or "cold" meals and why)	✓	
Have you had any visitors other than the chain of command?	✓	
If so, who?		
When was the last visit?		
Do you have any visitation issues? (If so, explain policy and report to Brig personnel)		
If the inmate is on Suicide Watch or Injury Prevention:	✓	REVIEW PFC MANNING
Record what level of suicide watch - Suicide Watch or Injury Prevention?		INJURY PREVENTION
How long have you been on Suicide Watch or Injury Prevention?		6 MONTHS
Do you understand why you are on Suicide Watch or Injury Prevention?	✓	
When was the last time you saw a doctor/therapist/counselor?		PFC MANNING FEB 4 2011
If so, was that visit on-post or at the Quantico Base Brig?	✓	BASE
Are you getting any prescription medications you need?	✓	
Do you get them in the doses prescribed?	✓	
Do you get the medication on time? (If no, explain why and notify Brig personnel, doctor, and unit)	✓	
Since my last visit, how have you been treated by the guards?	✓	
Since my last visit, how have you been treated by the facility?	✓	
Do you understand the Inmate Grievance Procedure?	✓	
Did you get an in-brief by the staff?	✓	
Did you receive the Inmate Handbook?	✓	
Have you had to use it?	✓	
What for?		NA
Where you notified of the results of your grievance?		NA
Who notified you?		NA
How long did that take?		NA
Do you have any needs we can take care of?		

Inmate Name (PRINT):

MANNING BRADLEY

Interviewer Name:

JONES WHITE ETC

Inmate's Signature:

[Signature]

Interviewer Signature:

[Signature]Date: 11 FEB 2011Time: 1700

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

2

18 FEB 21

PFC MANNING

What confinement level? In D-3000
How have the GUARDS TREATED you since my last VISIT? AT 1000
How HAS the FACILITY TREATED you since my last VISIT? AT 1000
When was the LAST TIME you seen a COURT/THREE/FOUR? THIS MORNING
Have you been seen by the CHAPLAIN, when, who? YES, TODAY, [NAME]
Have you had ANY VISITORS other than the COMMAND, who, when? [NAME]
When was the LAST COMMAND VISIT, who visited? 11 FEB 11
How many MEALS do you receive today, hot? THREE HOT
Do you HAVE ACCESS to READING MATERIALS in the cell, LIBRARY, YES
Do you RECEIVE RECREATION TIME, how long? YES, 1 HOUR
Are you getting SHOWERS, SHAVE gear, tooth brush etc? YES
How many CHANGES of CLOTHES do you have? FIVE
Are your UNIFORMS being CLEANED? YES
Do you HAVE any MEDICAL NEEDS? NO
Are you RECEIVING PRESCRIPTION MEDS, dosage, anytime? YES
Do you HAVE TELEPHONE ACCESS, make any calls? YES, NO
When WAS the LAST TIME your DEFENSE ATTORNEY VISITED? [NAME]
Do you HAVE any VISITATION CONCERNS? NO
Is there ANYTHING THAT I CAN help you with? YES
HEAD GEAR IS POSSIBLE for BORET size 7
CHECK ON [NAME] ORDER IN [NAME] NAME

NAME: MANNING, BRADLEY

RANK: PFC

DATE 18 Feb 11

1SG BRUCE W. HARRIS

Bruce Harris

1HHC USAC

SPEN

[Signature]

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	HAC. USAF- 703-671-2400	18 FEB 11
REQUEST MADE BY PRISONER/DETAINEE:		
<p>N/A</p>		
COMMAND ACTIONS		
<p>N/A</p>		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
<p>N/A</p>		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE:	
1SG BRUCE WILLIAMS	<p>[Signature]</p>	

PRECEDING EDITIONS ARE OBSOLETE

Obsolete (Supp. Instruction 2)
SECURE-A November 1998

DATE

25 FEB 11

CONFINEE NAME:

PFC MAXIMILIAN

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?		✓	
If so, have you requested care at all?			
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?			
Do you have any dental needs?	✓		
If so, have you requested care?			CHECK UP WITH DENTIST 2d WEEK MARCH
[If no, inform Brig personnel and instruct Soldier how to request care.]			
If so, was the medical response timely?			
Have you been visited by your unit?	✓		
Who visited you?			1SG WILKINS
When was the last visit?			25 FEB 11
Have you been visited by a Chaplain?	✓		
Who visited you?			LT ROSENTHAL
When was the last visit?			THURSDAY
[If no, ask if the inmates wants a Chaplain visit or declines it.]			
Are you putting your uniforms and other clothing out for cleaning?	✓		
[If no, explain process to inmate]			
Are you getting clean garments in return?	✓		
How many changes of uniform do you have?	✓		PRIO
Are you getting showers?	✓		
Did you have soap?	✓		
Did you have shaving gear?	✓		
Did you have a towel?	✓		
[If no to any of the above, explain why and notify Brig personnel.]			
Are you being offered recreation time each day?	✓		
How long each day?			1 hour
[If no, explain why and notify Brig personnel.]			
Do you have telephone access?	✓		
Have you made any calls?		✓	
How many calls have you made?			0
[If no, explain the procedure if the inmate wants to make a call.]			
Do you have telephonic access to your defense attorney?	✓		
[If no, explain process and set-up an appt if necessary]			
Has your defense attorney visited you here?	✓		
Have you visited your defense attorney?			WEEK MARCH
If so, was the visit on-post?	✓		
When was your last defense attorney visit?			

DATE:

25 FEB 11

CONFINEE NAME:

PFC MANNING

	YES	NO
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	
Are reading materials offered to you at your cell? <i>[If no, explain availability and procedure.]</i>	<input checked="" type="checkbox"/>	
Are you being fed every day?	<input checked="" type="checkbox"/>	
How many times a day?	<input checked="" type="checkbox"/>	3 times a day
Are you being fed "hot" meals? <i>[Note any missed meals or "cold" meals and why.]</i>	<input checked="" type="checkbox"/>	
Have you had any visitors other than the chain of command?	<input checked="" type="checkbox"/>	
If so, who?		MATHEN
When was the last visit?		19-20 FEB
Do you have any visitation issues? <i>[If so, explain policy and report to Brig personnel.]</i>		
If the inmate is on Suicide Watch or Injury Prevention: <i>[Record what level of suicide watch -- Suicide Watch or Injury Prevention]</i>		LEVEL = CAUTION
How long have you been on Suicide Watch or Injury Prevention?		SINCE ENTRY
Do you understand why you are on Suicide Watch or Injury Prevention?		<input checked="" type="checkbox"/>
When was the last time you saw a doctor/therapist/counselor?		THIS MORNING
If so, was that visit on-post or at the Quantico Base Brig?		<input checked="" type="checkbox"/>
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	
Do you get them in the doses prescribed?		
Do you get the medication on time? <i>[If no, explain why and notify Brig personnel, doctor, and unit.]</i>		N/A
Since my last visit, how have you been treated by the guards?		VERY PROFESSIONALLY
Since my last visit, how have you been treated by the facility?		VERY PROFESSIONALLY
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	
Did you receive the Inmate Handbook?		<input checked="" type="checkbox"/>
Have you had to use it? What for?		
Where you notified of the results of your grievance?		
Who notified you?		
How long did that take?		
Do you have any needs we can take care of?		<input checked="" type="checkbox"/>

Inmate Name (PRINT):

MANNING BRIDLEY

Interviewer Name

ISG BRUCE WILLIAMS

Inmate's Signature:

Interviewer Signature:

Date

24 FEB 11


Time

1600

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	HAC VEG 703-696-3409	25 FEB 11
REQUEST MADE BY PRISONER/DETAINEE:		
N/A		
COMMAND ACTIONS		
N/A		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
N/A		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE:	
186 BRUCE WILLIAMS		

28 February 2011

MEMORANDUM FOR RECORD


SUBJECT: Command Pre-trial Confinement Visits

1. In reference to detainee Private First Class Bradley Manning, held at Marine Corps Base Quantico Brig, there were no command visits completed on the following weeks:

2 thru 6 August 2010
9 thru 13 August 2010

2. The standard to visit the detainee weekly was not understood by me at that time. However since, our organization has made tremendous efforts to ensure that PFC Manning is visited on a weekly basis.

3. POC is the undersigned at 703-696-3409.


BRUCE A. WILLIAMS
1SG, USA
First Sergeant, HHC, USAG

COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	AHC USAB 703-686-3409	2 MAR 11
REQUEST MADE BY PRISONER/DETAINEE:		
N/A		
COMMAND ACTIONS		
N/A		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
N/A		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE:	
1st Lance Williams	[Signature]	

DATE

2 MAR 16

CONFINEE NAME

PFC MANNING

	YES	NO	
Do you have access to the Brig Library?	✓		
Are reading materials offered to you at your cell?	✓		
[If no, explain availability and procedure]			
Are you being fed every day?	✓		
How many times a day?	✓		3 MEALS
Are you being fed "hot" meals?	✓		
[Note any missed meals or "cold" meals and why]			
Have you had any visitors other than the chain of command?	✓		
If so, who?			LEGAL COUNSEL
When was the last visit?			LAST WEEK ENDS
Do you have any visitation issues?		✓	
[If so, explain policy and report to Brig personnel]			
If the inmate is on Suicide Watch or Injury Prevention:			LEVEL = INJURY PREVENTION
[Record what level of suicide watch -- Suicide Watch or Injury Prevention]			
How long have you been on Suicide Watch or Injury Prevention?		✓	SINCE ENTRY
Do you understand why you are on Suicide Watch or Injury Prevention?		✓	FROM 25 FEB
When was the last time you saw a doctor/therapist/counselor?	✓		
If so, was that visit on-post or at the Quantico Base Brig?		✓	
Are you getting any prescription medications you need?		✓	
Do you get them in the doses prescribed?		✓	
Do you get the medication on time?		✓	
[If no, explain why and notify Brig personnel, doctor, and unit.]			
Since my last visit, how have you been treated by the guards?			AIRIGHT
Since my last visit, how have you been treated by the facility?			OKAY
Do you understand the Inmate Grievance Procedure?	✓		
Did you get an in-brief by the staff?	✓		
Did you receive the Inmate Handbook?	✓		
Have you had to use it?		✓	
What for?			
Where you notified of the results of your grievance?			
Who notified you?			
How long did that take?		✓	
Do you have any needs we can take care of?		✓	NOT AT THE TIME

Inmate Name (PRINT)

PFC BRADLEY MANNING

Interviewer Name

Sgt Bruce Williams

Inmate's Signature

[Signature]

Interviewer Signature

[Signature]

Date

2 MAR 16

Time

1515

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the Inmate's Trial Counsel

DATE:

2 MAR-11

CONFINEE NAME


PFC MANNING

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?		<input checked="" type="checkbox"/>	
If so, have you requested care at all?			
(If no, inform Brig personnel and instruct Soldier how to request care.)			
If so, was the medical response timely?			
Do you have any dental needs?	<input checked="" type="checkbox"/>		
If so, have you requested care?	<input checked="" type="checkbox"/>		about 1/2
(If no, inform Brig personnel and instruct Soldier how to request care.)			
If so, was the medical response timely?			
Have you been visited by your unit?	<input checked="" type="checkbox"/>		
Who visited you?			156 WILLIAMS
When was the last visit?			LAST FRIDAY 25 FEB
Have you been visited by a Chaplain?	<input checked="" type="checkbox"/>		
Who visited you?			1LT ROBERT HALL
When was the last visit?			YESTERDAY
(If no, ask if the inmates wants a Chaplain visit or declines it.)			
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>		
(If no, explain process to inmate.)			
Are you getting clean garments in return?	<input checked="" type="checkbox"/>		
How many changes of uniform do you have?	<input checked="" type="checkbox"/>		FEW
Are you getting showers?	<input checked="" type="checkbox"/>		
Did you have soap?	<input checked="" type="checkbox"/>		
Did you have shaving gear?	<input checked="" type="checkbox"/>		
Did you have a towel?	<input checked="" type="checkbox"/>		
(If no to any of the above, explain why and notify Brig personnel.)			
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>		
How long each day?			1 hour
(If no, explain why and notify Brig personnel.)			
Do you have telephone access?	<input checked="" type="checkbox"/>		
Have you made any calls?		<input checked="" type="checkbox"/>	
How many calls have you made?			5
(If no, explain the procedure if the inmate wants to make a call.)			
Do you have telephonic access to your defense attorney?	<input checked="" type="checkbox"/>		
(If no, explain process and set-up an appt if necessary.)			
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>		
Have you visited your defense attorney?		<input checked="" type="checkbox"/>	
If so, was the visit on-post?			N/A
When was your last defense attorney visit?			WORKS 23 FEB

COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	AFPC USAG 703-676-3409	11 MAR 11
REQUEST MADE BY PRISONER/DETAINEE:		
N/A		
COMMAND ACTIONS		
N/A		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
N/A		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE:	
1SG Bruce Williams		

PREVIOUS EDITIONS ARE OBSOLETE

Designed Using FormFlow 2.1
MCA/REA November 1999

DATE: 11 MAR 11CONFINEE NAME: PFC MANNING/6-1

	YES	NO
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are reading materials offered to you at your cell? <i>(If no, explain availability and procedure)</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you being fed every day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
How many times a day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you being fed "hot" meals? <i>(Note any missed meals or "cold" meals and why.)</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Have you had any visitors other than the chain of command?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If so, who?	<input type="checkbox"/>	<input type="checkbox"/>
When was the last visit?	<input type="checkbox"/>	<input type="checkbox"/>
Do you have any visitation issues? <i>(If so, explain policy and report to Brig personnel.)</i>	<input type="checkbox"/>	<input type="checkbox"/>
If the inmate is on Suicide Watch or Injury Prevention:	<input type="checkbox"/>	<input type="checkbox"/>
<i>(Record what level of suicide watch -- Suicide Watch or Injury Prevention)</i>	<input type="checkbox"/>	<input type="checkbox"/>
How long have you been on Suicide Watch or Injury Prevention?	<input type="checkbox"/>	<input type="checkbox"/>
Do you understand why you are on Suicide Watch or Injury Prevention?	<input type="checkbox"/>	<input type="checkbox"/>
When was the last time you saw a doctor/therapist/counselor?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If so, was that visit on-post or at the Quantico Base Brig?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you get them in the doses prescribed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you get the medication on time? <i>(If no, explain why and notify Brig personnel, doctor, and unit.)</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Since my last visit, how have you been treated by the guards?	<input type="checkbox"/>	<input type="checkbox"/>
Since my last visit, how have you been treated by the facility?	<input type="checkbox"/>	<input type="checkbox"/>
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Did you receive the Inmate Handbook?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Have you had to use it? What for?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Where you notified of the results of your grievance? Who notified you?	<input type="checkbox"/>	<input type="checkbox"/>
How long did that take?	<input type="checkbox"/>	<input type="checkbox"/>
Do you have any needs we can take care of?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Inmate Name (PRINT): MANNING BRADLEYInmate's Signature: [Signature]Date: 11 MAR 11 Time: 1530Interviewer Name: 156-Private WilliamsInterviewer Signature: [Signature]

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

DATE: 18 MAR 11CONFINEE NAME: PFC MANNING

	YES	NO	
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Are reading materials offered to you at your cell? (If no, explain availability and procedure)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Are you being fed every day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
How many times a day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>three times</u>
Are you being fed "hot" meals? (Note any missed meals or "cold" meals and why)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Have you had any visitors other than the chain of command?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If so, who?			
When was the last visit?			
Do you have any visitation issues? (If so, explain policy and report to Brig personnel)			
If the inmate is on Suicide Watch or Injury Prevention: (Record what level of suicide watch - Suicide Watch or Injury Prevention)			LEVEL = <u>PREVENTION OF INJURY</u>
How long have you been on Suicide Watch or Injury Prevention?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>SINCE ENTRY</u>
Do you understand why you are on Suicide Watch or Injury Prevention?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>THIS MORNING</u>
When was the last time you saw a doctor/therapist/counselor?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If so, was that visit on-post or at the Quantico Base Brig?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Do you get them in the doses prescribed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Do you get the medication on time? (If no, explain why and notify Brig personnel, doctor, and unit)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>N/A</u>
Since my last visit, how have you been treated by the guards?			<u>VERY PROFESSIONAL</u>
Since my last visit, how have you been treated by the facility?			<u>MAYBE OVERCAUTIOUS</u>
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Did you receive the Inmate Handbook?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Have you had to use it?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
What for?			
Where you notified of the results of your grievance?			
Who notified you?			
How long did that take?			
Do you have any needs we can take care of?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Inmate Name (PRINT): BRADLEY MANNINGInterviewer Name: 156 BRUCE WILLIAMSInmate's Signature: [Signature]Interviewer Signature: [Signature]Date: 18 MAR 11 Time: 1345

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

DATE: 18 MAR 11CONFINEE NAME: Pfc MARRIUSMARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?		<input checked="" type="checkbox"/>
If so, have you requested care at all?		
[If no, inform Brig personnel and instruct Soldier how to request care]		
If so, was the medical response timely?		
Do you have any dental needs?		<input checked="" type="checkbox"/>
If so, have you requested care?		
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Have you been visited by your unit?	<input checked="" type="checkbox"/>	
Who visited you?		136 Wellmans CGAL PLATONICS
When was the last visit?		11 MAR 11
Have you been visited by a Chaplain?	<input checked="" type="checkbox"/>	
Who visited you?		LT RE-SEATTLE
When was the last visit?		17 MAR 11
[If no, ask if the inmates wants a Chaplain visit or declines it.]		
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>	
[If no, explain process to inmates]		
Are you getting clean garments in return?	<input checked="" type="checkbox"/>	
How many changes of uniform do you have?		5
Are you getting showers?	<input checked="" type="checkbox"/>	
Did you have soap?	<input checked="" type="checkbox"/>	
Did you have shaving gear?	<input checked="" type="checkbox"/>	
Did you have a towel?	<input checked="" type="checkbox"/>	
[If no to any of the above, explain why and notify Brig personnel]		
Are you being offered recreation time each day?	<input checked="" type="checkbox"/>	
How long each day?		1 hour
[If no, explain why and notify Brig personnel]		
Do you have telephone access?	<input checked="" type="checkbox"/>	
Have you made any calls?		<input checked="" type="checkbox"/>
How many calls have you made?		N/A
[If no, explain the procedure if the inmate wants to make a call]		
Do you have telephonic access to your defense attorney?	<input checked="" type="checkbox"/>	
[If no, explain process and set-up an app't if necessary]		
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>	
Have you visited your defense attorney?		<input checked="" type="checkbox"/>
If so, was the visit on-post?	<input checked="" type="checkbox"/>	
When was your last defense attorney visit?		10 MAR 11

COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
PFC MANNING	HAC USAC 703-696 3409	18 MAR 11

REQUEST MADE BY PRISONER/DETAINEE:

NONE

COMMAND ACTIONS

N/A

COUNSELOR'S FOLLOW-UP IF NEEDED:

N/A

COMMAND REPRESENTATIVE (PRINT)

1SG Bruce Williams

PRISONER/DETAINEE SIGNATURE

[Signature]

DATE

23 Mar 11

CONFINEE NAME

PFC Manning

	YES	NO
Do you have access to the Brig Library?		
Are reading materials offered to you at your cell?	✓	
<i>[If no, explain availability and procedure]</i>		
Are you being fed every day?	✓	
How many times a day?	3	3 times a day
Are you being fed "hot" meals?	✓	
<i>[Note any missed meals or "cold" meals and why.]</i>		2 Box Lunches per day
Have you had any visitors other than the chain of command?		
If so, who?	✓	
When was the last visit?		NA
Do you have any visitation issues?		✓
<i>[If so, explain policy and report to Brig personnel]</i>		
If the inmate is on Suicide Watch or Injury Prevention:	YES	NO
<i>[Record what level of suicide watch -- Suicide Watch or Injury Prevention]</i>		LEVEL =
How long have you been on Suicide Watch or Injury Prevention?	✓	2 days Injury Prevention
Do you understand why you are on Suicide Watch or Injury Prevention?		
When was the last time you saw a doctor/therapist/counselor?		Friday - 2011
If so, was that visit on-post or at the Quantico Base Brig?		at Quantico Base
Are you getting any prescription medications you need?		
Do you get them in the doses prescribed?		NA
Do you get the medication on time?		NA
<i>[If no, explain why and notify Brig personnel, doctor, and unit]</i>		
Since my last visit, how have you been treated by the guards?		
		Very well
Since my last visit, how have you been treated by the facility?		
		FRONT OK - Communication Issues
Do you understand the Inmate Grievance Procedure?	✓	
Did you get an in-brief by the staff?	✓	
Did you receive the Inmate Handbook?	✓	
Have you had to use it?		✓
What for?		NA
Where you notified of the results of your grievance?		NA
Who notified you?		NA
How long did that take?		NA
Do you have any needs we can take care of?		
		NA, P.J. 2011

Inmate Name (PRINT):

MANNING, BRADLEY E.

Interviewer Name:

Joseph A. Casanova

Inmate's Signature:

[Signature]

Interviewer Signature:

[Signature]

Date

23 Mar 11 Time 1228

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the Inmate's Trial Counsel

DATE

23 Mar 11

CONFINEE NAME

PFC MANNING

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO	
Do you have any medical conditions?		<input checked="" type="checkbox"/>	
If so, have you requested care at all?			N/A
(If no, inform Brig personnel and instruct Soldier how to request care)			
If so, was the medical response timely?			N/A
Do you have any dental needs?		<input checked="" type="checkbox"/>	
If so, have you requested care?	<input checked="" type="checkbox"/>		No dental visit now - Adjutant
(If no, inform Brig personnel and instruct Soldier how to request care)			
If so, was the medical response timely?	<input checked="" type="checkbox"/>		Yes - nothing immediate
Have you been visited by your unit?	<input checked="" type="checkbox"/>		
Who visited you?	<input checked="" type="checkbox"/>		
When was the last visit?			Today
Have you been visited by a Chaplain?			Yes
Who visited you?			- NAVY LT Reynolds
When was the last visit?			22 MAR 11 - AM
(If no, ask if the inmates wants a Chaplain visit or declines it)			
Are you putting your uniforms and other clothing out for cleaning?	<input checked="" type="checkbox"/>		
(If no, explain process to inmate)			
Are you getting clean garments in return?	<input checked="" type="checkbox"/>		
How many changes of uniform do you have?			5 - AM T-shirt
Are you getting showers?	<input checked="" type="checkbox"/>		
Do you have soap?	<input checked="" type="checkbox"/>		Yes
Do you have shaving gear?	<input checked="" type="checkbox"/>		
Do you have a towel?	<input checked="" type="checkbox"/>		
(If no to any of the above, explain why and notify Brig personnel)			
Are you being offered recreation time each day?			
How long each day?			1 hour
(If no, explain why and notify Brig personnel)			
Do you have telephone access?	<input checked="" type="checkbox"/>		
Have you made any calls?		<input checked="" type="checkbox"/>	- no phone
How many calls have you made?			
(If no, explain the procedure if the inmate wants to make a call)			
Do you have telephonic access to your defense attorney?			
(If no, explain process and set-up an app't if necessary)			
Has your defense attorney visited you here?	<input checked="" type="checkbox"/>		
Have you visited your defense attorney?	<input checked="" type="checkbox"/>		
If so, was the visit on-post?	<input checked="" type="checkbox"/>		Yes PMA, Myler
When was your last defense attorney visit?			Last visit - MAR 11

DATE

31 MAR 11

CONFINEE NAME:

PFC MANNING

MARINE CORPS BASE QUANTICO BRIG
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?		✓
If so, have you requested care at all?		
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Do you have any dental needs?		✓
If so, have you requested care?		
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Have you been visited by your unit?	✓	
Who visited you?		CPT CASAMATA
When was the last visit?		23 MAR 11
Have you been visited by a Chaplain?	✓	
Who visited you?		LT ROSENTHAL
When was the last visit?		TODAY
[If no, ask if the inmates wants a Chaplain visit or declines it]		
Are you putting your uniforms and other clothing out for cleaning?	✓	
[If no, explain process to inmate]		
Are you getting clean garments in return?	✓	
How many changes of uniform do you have?		FIVE
Are you getting showers?	✓	
Did you have soap?	✓	
Did you have shaving gear?	✓	
Did you have a towel?	✓	
[If no to any of the above, explain why and notify Brig personnel]		
Are you being offered recreation time each day?	✓	
How long each day?		1 hour
[If no, explain why and notify Brig personnel]		
Do you have telephone access?	✓	
Have you made any calls?		✓
How many calls have you made?		
[If no, explain the procedure if the inmate wants to make a call]		
Do you have telephonic access to your defense attorney?	✓	
[If no, explain process and set-up an app't if necessary.]		
Has your defense attorney visited you here?	✓	
Have you visited your defense attorney?	✓	
If so, was the visit on-post?		✓
When was your last defense attorney visit?		SATURDAY MARCH 26

DATE: 31 MAR 11CONFINEE NAME: PFC MANNING

	YES	NO
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	
Are reading materials offered to you at your cell?	<input checked="" type="checkbox"/>	
(If no, explain availability and procedure.)		
Are you being fed every day?	<input checked="" type="checkbox"/>	
How many times a day?		THREE
Are you being fed "hot" meals?	<input checked="" type="checkbox"/>	
(Note any missed meals or "cold" meals and why.)		
Have you had any visitors other than the chain of command?		<input checked="" type="checkbox"/>
If so, who?		
When was the last visit?		<input checked="" type="checkbox"/>
Do you have any visitation issues?		<input checked="" type="checkbox"/>
(If so, explain policy and report to Brig personnel.)		
If the inmate is on Suicide Watch or Injury Prevention:		LEVEL = <u>TALENTY PREVENTION</u>
(Record what level of suicide watch -- Suicide Watch or Injury Prevention)		
How long have you been on Suicide Watch or Injury Prevention?		<u>SINCE ENTRY</u>
Do you understand why you are on Suicide Watch or Injury Prevention?	<input checked="" type="checkbox"/>	
When was the last time you saw a doctor/therapist/counselor?		<u>18 MAR 11</u>
If so, was that visit on-post or at the Quantico Base Brig?	<input checked="" type="checkbox"/>	
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	<u>N/A</u>
Do you get them in the doses prescribed?		
Do you get the medication on time?		
(If no, explain why and notify Brig personnel, doctor, and unit.)		
Since my last visit, how have you been treated by the guards?		<u>ALRIGHT</u>
Since my last visit, how have you been treated by the facility?		<u>OKAY</u>
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	
Did you receive the Inmate Handbook?	<input checked="" type="checkbox"/>	
Have you had to use it?		<input checked="" type="checkbox"/>
What for?		
Where you notified of the results of your grievance?		
Who notified you?		
How long did that take?		<input checked="" type="checkbox"/>
Do you have any needs we can take care of?	<input checked="" type="checkbox"/>	


Inmate Name (PRINT) MANNING BRADLEYInterviewer Name: ISG Bruce Wellborn SInmate's Signature: [Signature]Interviewer Signature: [Signature]Date: 31 MAR 11 Time: 1000

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the inmate's Trial Counsel

COMMAND VISITATION

Complete the visitation form and forward it for appropriate action. Insure the form is completed and signed by the prisoner or detainee. Original will be maintained by the command. Copy will be retained by the Brig.

PRISONER'S NAME	UNIT AND DUTY PHONE	DATE
AR. MARRONS	1112 G. SFG - 703 696 3409	31 MAR 2011
REQUEST MADE BY PRISONER/DETAINEE:		
NONE		
COMMAND ACTIONS		
N/A		
COUNSELOR'S FOLLOW-UP IF NEEDED:		
N/A		
COMMAND REPRESENTATIVE (PRINT)	PRISONER/DETAINEE SIGNATURE:	
1SG Bruce Weathers		

DATE:

28-5-11

CONFINEE NAME:

PFC Manning

	YES	NO
Do you have access to the Brig Library?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are reading materials offered to you at your cell? (If no, explain availability and procedure)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you being fed every day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
How many times a day?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you being fed "hot" meals? (Note any missed meals or "cold" meals and why.)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Have you had any visitors other than the chain of command?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If so, who?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
When was the last visit?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you have any visitation issues? (If no, explain policy and report to Brig personnel.)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If the inmate is on Suicide Watch or Injury Prevention:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(Record what level of suicide watch - Suicide Watch or Injury Prevention)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
How long have you been on Suicide Watch or Injury Prevention?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you understand why you are on Suicide Watch or Injury Prevention?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
When was the last time you saw a doctor/therapist/counselor?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If so, was that visit on-post or at the Quantico Base Brig?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you getting any prescription medications you need?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you get them in the doses prescribed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you get the medication on time? (If no, explain why and notify Brig personnel, doctor, and unit.)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Since my last visit, how have you been treated by the guards?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Since my last visit, how have you been treated by the facility?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you understand the Inmate Grievance Procedure?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Did you get an in-brief by the staff?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Did you receive the Inmate Handbook?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Have you had to use it? What for?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Where you notified of the results of your grievance? Who notified you? How long did that take?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Do you have any needs we can take care of?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Inmate Name (PRINT): MANNING, BRADLEY E.

Interviewer Name: CPT C. J. Manning

Inmate's Signature: Interviewer Signature: 

Date: 28 JUL 11 Time: 0930

** Original Completed Sheets will be kept on file by Commander.

** Provide a copy to the Inmate's Trial Counsel

DATE:

26 Jul 11

CONFINEE NAME:

The Manning

MARINE CORPS BASE QUANTICO BRIG-
ADMINISTRATIVE RECORD OF VISIT

Questions:	YES	NO
Do you have any medical conditions?		X
If so, have you requested care at all?		
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Do you have any dental needs?		X
If so, have you requested care?		
[If no, inform Brig personnel and instruct Soldier how to request care.]		
If so, was the medical response timely?		
Have you been visited by your unit?	(X)	
Who visited you?		12th AB, 1st AB, 1st AB
When was the last visit?		
Have you been visited by a Chaplain?	(X)	
Who visited you?		MAJ TOLLES MORRIS
When was the last visit?		20-Jun
[If no, ask if the inmates wants a Chaplain visit or declines it.]		
Are you putting your uniforms and other clothing out for cleaning?	(X)	
[If no, explain process to inmate]		
Are you getting clean garments in return?	(X)	
How many changes of uniform do you have?		5 + 3 sets in DTG
Are you getting showers?	(X)	
Did you have soap?	(X)	
Did you have shaving gear?	(X)	
Did you have a towel?	(X)	
[If no to any of the above, explain why and notify Brig personnel.]		
Are you being offered recreation time each day?	(X)	
How long each day?		2 hours a day
[If no, explain why and notify Brig personnel.]		
Do you have telephone access?	(X)	
Have you made any calls?		
How many calls have you made?		
[If no, explain the procedure if the inmate wants to make a call.]		
Do you have telephonic access to your defense attorney?	(X)	
[If no, explain process and set-up an appt if necessary.]		
Has your defense attorney visited you here?	(X)	
Have you visited your defense attorney?	(X)	
If so, was the visit on-post?	(X)	
When was your last defense attorney visit?		27th Jul 11

DATE: 15 DEC 2011

MIDWEST JOINT REGIONAL CORRECTIONAL FACILITY

ADMINISTRATIVE RECORD OF VISIT

CONFINEE NAME: PFC MONTANA

Questions:		YES	NO
Do you have any medical conditions?			
✓			
If so, have you requested care at all?			
✓			
If so, was the medical response timely?			
✓			
If no, inform JRCF personnel and instruct Soldier how to request care.			
Do you have any dental needs?			
✓			
If so, have you requested care?			
✓			
If so, was the medical response timely?			
✓			
If no, inform JRCF personnel and instruct Soldier how to request care.			
Have you been visited by your unit?			
✓			
Who visited you?			
✓			
When was the last visit?			
✓			
Have you been visited by a Chaplain?			
✓			
Who visited you?			
✓			
When was the last visit?			
✓			
Are you putting your uniforms and other clothing out for cleaning?			
✓			
If no, explain process to inmate.			
Are you getting clean garments in return?			
✓			
How many changes of uniform do you have?			
✓			
Are you getting showers?			
✓			
Did you have soap?			
✓			
Did you have shaving gear?			
✓			
Did you have a towel?			
✓			
Are you being offered recreation time each day?			
✓			
If no to any of the above, explain why and notify JRCF personnel.			
How long each day?			
✓			
Do you have telephone access?			
✓			
Have you made any calls?			
✓			
How many calls have you made?			
✓			
If no, explain the procedure if the inmate wants to make a call.			
Do you have telephonic access to your defense attorney?			
✓			
If no, explain process and set-up an appt. if necessary.			
Have your defense attorney visited you here?			
✓			
Have you visited your defense attorney?			
✓			
If so, was the visit on-post?			
✓			
When was your last defense attorney visit?			
✓			

CONFINEE NAME: PR MATHIAS

DATE: 15 Oct 2011

Do you have access to the JRCF Library?	✓	YES	NO
Are reading materials offered to you at your cell?	✓		
(If no, explain availability and procedure.)			
Are you being fed every day?	✓		
How many times a day?			
Are you being fed "hot" meals?			
(Note any missed meals or "cold" meals and why.)			3
Have you had any visitors other than the chain of command?	✓		
If so, who?			
When was the last visit?			
Do you have any visitation issues?			
(If so, explain policy and report to JRCF personnel.)			
If the inmate is on suicide watch:	✓		
(Record what level of suicide watch - suicide risk or prevention of injury)			LEVEL =
How long have you been on suicide watch at either level?			
Do you understand why you are on suicide watch?			
When was the last time you saw a doctor/therapist/counselor?			
If so, was that visit on-post or at the JRCF?			
Are you getting any prescription medications you need?	✓		
Do you get them in the doses prescribed?			
Do you get the medication on time?			
(If no, explain why and notify JRCF personnel, doctor, and unit.)			
Since my last visit, how have you been treated by the guards?			OKAY
Since my last visit, how have you been treated by the facility?			OKAY
Do you understand the Inmate Grievance Procedure?	✓		
Did you get an in-brief by the staff?	✓		
Did you receive the Inmate Handbook?	✓		
Have you had to use it?			
What for?			
Where you notified of the results of your grievance?			
Who notified you?			
How long did that take?			
Do you have any needs we can take care of?			

B-13 - COUNCILS
 B-14 - JRCF VISIT
 B-15 - DECISIONS
 B-16 - DECISIONS

**** Original Completed Sheets will be kept on file by Commander.**
**** Provide a copy to the inmate's Trial Counsel**

Interviewer Name: Bruce Williams 156, USA

Inmate Name (PRINT): MARTINUS BRADLEY

Inmate's Signature: _____

Date: 20/10/15 Jmte:

DATE: 14 Sep 11

**** Original Completed Sheets will be kept on file by Commander.**

*** Original Completed Sheets will be kept on file by Commander.*

Interviewer Name: CPT CASANOVA

Inmate Name (PRINT): MAWING, BRADLEY E.

Inmate's Signature:

Date: 24 SEP 17 Time:

0707

DATE:

1/5/94

MIDWEST JOINT REGIONAL CORRECTIONAL FACILITY
ADMINISTRATIVE RECORD OF VISIT

CONFINEE NAME: JFC Manning

Questions:		YES	NO
Do you have any medical conditions?			
If so, have you requested care at all?			
If no, inform JRCF personnel and instruct Soldier how to request care.			
If so, was the medical response timely?			
Do you have any dental needs?			
If so, have you requested care?			
If no, inform JRCF personnel and instruct Soldier how to request care.			
If so, was the medical response timely?			
Have you been visited by a chaplain?			
Who visited you?			
When was the last visit?			
When was the last visit?			
Have you been visited by a chaplain?			
Who visited you?			
When was the last visit?			
When was the last visit?			
Are you wearing your uniform and other clothing out for cleaning?			
If no, explain process to inmate.			
Are you getting clean garments in return?			
How many changes of uniform do you have?			
Are you shaving?			
Did you have a shave?			
Did you have soap?			
Are you shaving gear?			
How many changes of uniform do you have?			
Are you getting clean garments in return?			
If no, explain process to inmate.			
Are you getting clean garments in return?			
If no to any of the above, explain why and notify JRCF personnel.			
Are you being offered recreation time each day?			
How long each day?			
If no, explain why and notify JRCF personnel.			
Do you have a telephone in your cell?			
Have you made any calls?			
How many calls have you made?			
If no, explain the procedure if the inmate wants to make a call.			
Do you have a telephone in your cell?			
If no, explain process and set-up an appointment if necessary.			
Have you visited your defense attorney?			
If so, was the visit on-post?			
When was your last defense attorney visit?			

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V.

Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

**Prosecution Response to
Defense Motion to Dismiss
for Unlawful Pretrial Punishment**

Enclosure 27

17 August 2012



UNITED STATES MARINE CORPS
MARINE CORPS BASE
QUANTICO, VIRGINIA 22134-5001

IN REPLY REFERTO:
5800
B052

MAR 01 2011

From: Commander, Marine Corps Base, Quantico, Virginia
To: Private First Class Bradley Manning US Army

Subj: COMPLAINT OF WRONGS UNDER ARTICLE 138 UCMJ BY PRIVATE
FIRST CLASS BRADLEY MANNING U.S. ARMY

Ref: (a) Article 138, UCMJ
(b) JAGMAN, Chapter III
(c) SECNAVINST 1640.9C (Navy Corrections Manual)
(d) PCF SOP of 1 Jul 10

Encl: (1) Original complaint with enclosures and endorsements
(2) CWO5 Galviz' review of 23 Feb 11
(3) Classification and Assignment Requests
(4) MCBQ DepIG's ltr of 28 Dec 10
(5) Charge preferred 5 Jul 10

1. In accordance with references (a) and (b), enclosures (1) through (5) are provided. In my capacity as the Marine Corps Base Quantico ("MCBQ") Commander, I am responsible for the operation of the MCBQ Pretrial Confinement Facility ("PCF"). The PCF Commander is assigned to Security Battalion, MCBQ and falls under my general court-martial jurisdiction.

2. Although confined in the MCB PCF, the Army retains command authority over you. In this context, the PCF Commander is not your "commanding officer" as that term is normally applied. However, for the purposes of paragraph 0302.a of reference (b), I have determined that the PCF Commander did make the decisions that are the subject of this complaint and that your Army chain of command is unlikely to be in a position to afford you the relief requested. Accordingly, as the general court-martial convening authority over the PCF Commander, I am processing this complaint in accordance with the references, to do otherwise would effectively thwart your ability to petition for redress unless or until your charges are referred to a court-martial.

3. Your complaint in enclosure (1) was not submitted in the format required by Appendix A-3-a of reference (b) nor does it contain all of the required information. However, pursuant to my authority under paragraph 0306 of reference (b), I am waiving the defects in format and information. A copy of the response from Chief Warrant Officer 4 James Averhart, the respondent, and forwarding endorsement was provided to you on 4 February 2011.

4. To assist in evaluating your complaint, I requested a review of the decisions made by the PCF Commander in this case. This review was conducted by a senior corrections specialist in the Marine Corps,

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Chief Warrant Officer 5 Abel Galaviz. CW05 Galaviz is not a part of MCBQ and is assigned to Headquarters, U. S. Marine Corps. His review is documented in enclosure (2).

5. In enclosure (1), you make the following allegations:

a. That the decision to classify you as a maximum custody ("MAX") detainee was improper.

b. That the decision to place you on suicide risk was improper.

c. That the decision to place you and retain you in a prevention of injury ("POI") status was improper.

6. Regarding the allegations in paragraph 5, above, I have made the following determinations:

a. The decision to classify you as a MAX detainee was appropriate.

(1) Classification of prisoners is governed by reference (c). Classification criteria are set forth in paragraph 4202 of reference (c) and include, but are not limited to: assaultive behavior, serious criminal record (convicted or alleged), low tolerance of frustration, poor home conditions or family relationships, mental evaluations indicating serious neurosis or psychosis, demonstrated pattern of poor judgment, and length or potential length of sentence. The charge sheet available to the PCF upon confinement alleged breaches of security regulations and the leakage of classified documents involving national security.

(2) Upon initial confinement in the MCBQ PCF on 29 July 2010, you were evaluated by the duty brig supervisor ("DBS"). The DBS reviewed the DD Form 2710, inmate background summary, and completed a DD Form 2711, initial custody classification. Although the initial score was a "5", the DBS overrode the score and indicated that he had considered your previous suicide watch as the primary factor in his override decision.

(3) On 30 July 2010, the PCF Classification and Assignment Board ("C&A Board") reviewed the intake documentation and initial classification and assignment utilizing Brig Form 4200 and concurred that you be classified a MAX detainee and assigned a detail of indoctrination/suicide risk. See enclosure (3). In addition, the PCF mental health care provider provided input. The PCF Commander concurred in this classification and assignment. Although the C&A board did not check any of the boxes on the Brig Form 4200, it is clear from my review that the C&A Board reviewed all available documentation in reaching its unanimous decision that you be classified as a MAX detainee, including your previous classification and assignment at the confinement facility in Kuwait. A review of the

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intake documents reveal that many of the classification criteria listed in paragraph 4202 of reference (c) as factors to be considered in assessing higher custody classifications were present. Although your mental state was a primary concern and focus, it was not the only factor justifying MAX custody. You are facing serious charges involving wrongfully accessing and transferring classified information and a maximum punishment of 52 years confinement and a dishonorable discharge.

(4) Enclosure (2) reviewed the classification decisions made by CW04 Averhart and concluded that he did not abuse his discretion in classifying you as a MAX detainee.

(5) The ultimate decision on classification rests with the PCF Commander. He is in the best position to make this decision given his experience, his interaction with you, his observations of your behavior and his close working relationship with his staff. There is no evidence that CW04 Averhart abused his discretion or failed to follow applicable regulations in making this decision. The only other available classification for a pretrial detainee is Medium-Inside (MDI). MAX was clearly the appropriate classification in your case.

(6) Your MAX classification has been evaluated weekly since your initial confinement. These evaluations are documented in enclosures (1) and (3). (It should be noted that Brig Form 4200 was not used to document the weekly C&A board findings until a change of PCF procedures in January 2011. Prior to that time, with the exception of the initial Board, the findings were documented within the Corrections Management Information System (CORMIS) entries found at enclosure (1).) Each C&A board was constituted in accordance with reference (c). You were provided an opportunity to present matters and chose not to do so until 21 January 2011. These weekly C&A board evaluations have unanimously recommended to retain you in MAX. In each case the PCF Commander concurred in these recommendations.

(7) Ironically, at the same time you requested to be removed from MAX custody on 21 January 2011, you also told the Board that you should be segregated from the general population and possibly placed in protective custody. You made this statement ostensibly out of concern for your own safety, which is a factor the PCF Commander may also consider in determining your classification.

b. The decision to place you on suicide risk was appropriate.

(1) You arrived at the MCBQ PCF in a suicide risk status. In your intake paperwork you stated that you had thought about suicide and had made a plan to commit suicide. Further, the PCF Mental health provider recommended that you remain on suicide watch.

(2) On 6 August 2010 the PCF mental health provider recommended that you be removed from suicide watch. At the subsequent

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C&A Board evaluation, it was recommended that you be removed from suicide risk and placed in a POI status. The PCF Commander concurred and removed you from suicide watch on 11 August 2011.

(3) On 18 January 2011 you were placed on suicide risk for approximately 48 hours. This decision was made by the PCF Commander based upon his observations of your mental state and your conduct. You were then evaluated by the PCF mental health provider, who did not concur that you be placed on suicide risk but recommended POI. You were removed from suicide risk on 21 January 2011.

(4) Reference (c) states that "prisoners who have threatened suicide or made a suicidal gesture, but are found fit for confinement, may be placed in the category of suicide risk for observation. There is no requirement for pre-approval from a medical officer prior to the PCF Commander making the determination that suicide risk is appropriate. While in this status, prisoners are placed under continuous observation and the PCF Commander may direct the removal of the prisoner's clothing and any implement with which the prisoner may harm himself. When prisoners are no longer deemed to be suicide risks by a medical officer, they shall be returned to special quarters. (It should be noted that ALL prisoners in the MCBQ PCF are in special quarters and the return to special quarters as contemplated in reference (c) is inapplicable in the context of the MCBQ PCF.) In your case, you were removed from suicide risk status upon recommendation by the PCF mental health provider. In both cases, the decision to place you in a suicide risk status was made by the PCF Commander and you were removed from suicide risk status shortly after the PCF mental health provider recommended your removal.

(5) The decision to place you on suicide risk on 29 July 2010 was clearly justified by your responses on the intake documentation, your prior suicide risk status in Kuwait and the lack of personal observation by PCF staff. This decision was within the authority of the PCF Commander and was the result of a unanimous recommendation by the initial C&A Board.

(6) The decision to place you on suicide risk on 18 January 2011 was clearly justified by an extreme deviation from your normal conduct and the concern by PCF staff over your mental well-being. This decision was within the discretion of the PCF Commander.

(7) Enclosure (2) reviewed the PCF Commander's decisions and found that he did not abuse his discretion in placing you on suicide risk but found that the PCF Commander should have removed you from suicide risk status immediately following the PCF mental health provider's recommendation. There is no requirement in references (c) or (d) that requires an immediate removal from suicide risk after the PCF mental health care provider or medical officer recommends it. Reference (d) specifically requires that the PCF Commander approve the move from suicide risk to a lesser status. On both occasions, the

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recommendation of the PCF mental health provider was passed to the C&A Board and they recommended that your status be changed from suicide risk to POI. The PCF Commander concurred in that recommendation on both occasions and ordered your status changed. I find the passage of time between the recommendation of the PCF mental health provider and the PCF Commander's order to be reasonable in light of all of the information available to the PCF Commander and applicable PCF procedures. I do not concur with enclosure (2) that an "immediate move" is required.

c. The decision to place you in POI status and retain you in POI status was appropriate.

(1) POI status is not defined in reference (c). However, paragraph 4205a of this reference allows PCF commanders to authorize special quarters for "prevention of injury". Reference (d), a MCBQ PCF publication, states that POI status is assigned to those "prisoners who have given an indication that they intend or are contemplating harming themselves". This status assignment is not linked to a medical officer's approval and is within the discretion of the PCF Commander.

(2) In your case, the PCF mental health provider recommended removal of POI status near the end of August. Except for one week in December, the PCF mental health provider has consistently recommended that you be removed from POI. However, the C&A Board has consistently recommended that you remain in POI status given its concern over your statement in the intake documents that you were "always planning" suicide. It is within the discretion of the PCF Commander to retain you in a POI status. I note that the PCF Commander has the inherent authority over those in his custody to maintain good order and discipline and the responsibility to ensure safety and security in the PCF.

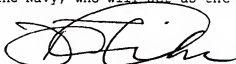
7. In your complaint, you reference the conditions of your confinement and state that you do not believe the PCF Commander has the discretion to keep you in confinement "under these circumstances". To the contrary, I have examined the conditions of your confinement and find them in compliance with references (c) and (d) and well within the discretion of the PCF Commander. As a precautionary measure, and prior to your complaint, I directed the MCBQ Inspector General to conduct an inspection of your confinement conditions and he found that the PCF staff was complying with all applicable regulations. The results of this inspection are provided in enclosure (4). Further, enclosure (2) found that the conditions of your confinement are authorized by applicable Navy and Marine Corps regulations.

8. I have determined that no relief is appropriate in your case. Accordingly, your request for redress is denied. This determination in no way limits the authority of the PCF Commander and staff to

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FIRST CLASS BRADLEY MANNING U.S. ARMY

continue to evaluate your classification and assignment and to make adjustments in the future. It is my expectation that the newly assigned PCF Commander, Chief Warrant Officer-2 Denise Barnes, will continue to evaluate your confinement conditions and exercise her discretion and to operate within the guidelines established by applicable regulations.

9. I have directed that this response be provided to you for your rebuttal. If you desire to submit any matters in rebuttal, you may do so, in writing, within 10 working days of your receipt of this memorandum. After that date I will complete my action on your complaint and forward a report of your complaint and the proceedings thereon to the Secretary of the Navy, who will act as the final review authority in your case.



D. J. CHOIKE

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Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

**Prosecution Response to
Defense Motion to Dismiss
for Unlawful Pretrial Punishment**

Enclosure 28

17 August 2012



UNITED STATES MARINE CORPS
MARINE CORPS BASE
QUANTICO, VIRGINIA 22134-5001

IN REPLY REFER TO:
5800
B052

APR 08 2011

From: Commander, Marine Corps Base Quantico, Virginia
To: Secretary of the Navy
Via: (1) Commanding General, Marine Corps Combat Development Command
(2) Commandant of the Marine Corps (JAR)
(3) Office of the Judge Advocate General (Code 13)

Subj: COMPLAINT OF WRONGS UNDER ARTICLE 138 BY PRIVATE FIRST CLASS
BRADLEY MANNING U.S. ARMY

Ref: (a) JAGMAN, chapter III
(b) SECNAVINST 1640.9C
(c) PCFO P1640.1C

Encl: (1) PFC Manning's Art 138 complaint of 19 Jan 11
(2) Response by the Respondent of 24 Jan 11 w/endsos
(3) DepIG's Brig Inspection ltr of 28 Dec 10
(4) Head, Corrections (HQMC) ltr of 23 Feb 11
(5) GCMCA's response to complaint of 1 Mar 11
(6) PFC Manning's rebuttal of 10 Mar 11
(7) Respondent's endorsement of 16 Mar 11

1. Pursuant to reference (a), enclosures (1) through (7) are forwarded. Private First Class (PFC) Bradley Manning is an Army soldier being held in pretrial confinement at the Marine Corps Base (MCBQ) pretrial confinement facility (PCF). He is being held pursuant to a pretrial confinement order issued by the Army. MCBQ is the installation responsible for the operation of the PCF, accordingly, I am responding to PFC Mannings's complaint regarding the conditions of his confinement at enclosure (1). Prior to his complaint, I ordered an inspection of the PCF by my Deputy Inspector General. This inspection is included as enclosure (3). After receiving enclosure (1), I conducted a thorough inquiry into PFC Manning's allegations, including an independent evaluation by a corrections specialist (enclosure (4)) and provided a copy of my conclusions to PFC Manning on 2 March 2011 through enclosure (5). He provided a rebuttal on 10 March 2011 (enclosure (6)). This rebuttal was forwarded to the original Respondent and he provided a response on 16 March 2011 (enclosure (7)). In order to facilitate the review of the many documents considered during this review, I have re-ordered and renumbered the enclosures as listed above. Enclosures (1) and (6) were tendered unsigned by PFC Manning's counsel. As noted in enclosure (5) I have waived a number of procedural errors in order to allow PFC Manning a forum for redress.

2. In enclosures (1) and (6), PFC Manning makes the following allegations:

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a. That the decision to retain PFC Manning as a maximum custody detainee and to retain PFC Manning in a prevention of injury status after 27 August 2010 was improper;

b. That the decision to place PFC Manning on suicide risk on 18 January 2011 was improper; and,

c. That the decision to remove PFC Manning's clothing at night since 2 March 2011 is improper.

3. The third allegation raised by PFC Manning is a new matter not raised in his original 19 January 2011 complaint. This new allegation identifies a new Respondent, Chief Warrant Officer 2 Barnes, and was not addressed in my 1 March 2011 response letter to PFC Manning. Accordingly, I will forward this new issue under separate correspondence to the new Respondent, Chief Warrant Officer 2 Barnes, and direct her to consider this as an initial request for redress in accordance with paragraph 0306a of reference (a). If PFC Manning is not satisfied with Chief Warrant Officer 2 Barnes' response, he may file a new Article 138 complaint on this new and separate matter.

4. Regarding the allegations raised in paragraph 2, above, I have made the following determinations:

a. The decision to retain PFC Manning as a maximum custody detainee and to retain PFC Manning in a prevention of injury status after 27 August 2011 was appropriate.

(1) PFC Manning was initially classified as a maximum custody detainee upon entry into the PCF on 29 July 2010 by the duty brig supervisor. This decision was reviewed by the PCF Classification and Assignment Board (C&A Board) on 30 July 2010. The C&A Board concurred in this recommendation. Pretrial detainees may only be classified as maximum custody or medium-inside custody. As authorized by reference (b), the PCF Commander determined that the appropriate classification for PFC Manning was maximum custody. I have reviewed the discretionary override exercised by the duty brig supervisor upon initial intake. This override took into account the seriousness of the charges, concerns for PFC Manning's welfare, and the information available on intake. That discretionary override is authorized under reference (b) and was considered by the subsequent C&A board and the PCF Commander in making their initial custody classification determination.

(2) Custody classification is guided by reference (b) and requires an objective custody classification process. Classification criteria relevant to this case include the seriousness of the offense/potential length of confinement, low tolerance for frustration, poor family relationships, and a demonstrated pattern of poor judgment. Reference (b) makes it clear that the listed factors are not all inclusive and the classification authority may consider other relevant factors in determining the proper custody

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classification. These other relevant factors included national security concerns and protection of classified material.

(3) PFC Manning entered the MCBQ PCF classified as maximum custody. He was also on suicide risk. He was pending and continues to face serious charges alleging multiple compromises of classified information. Further, the intake documentation provided on PFC Manning indicated poor decision making, poor family relationships, and erratic behavior. An objective evaluation of the charges and other relevant factors support a maximum custody classification. Thus I do not find that the PCF Commander abused his discretion in making the custody classification determination.

(4) Maximum custody detainees are held in a specific area in the MCBQ PCF. Because the MCBQ PCF is a pretrial confinement-only facility with limited staff, all detainees are held in single cells within a 30-cell block known as "Special Quarters 1". This cell block is further broken down into specific areas depending on custody classification or other reasons requiring segregation. Maximum custody detainees are held in cells nearest the guard post to facilitate observation. Additionally, prisoners not classified as maximum custody, but requiring additional supervision and attention may also be moved to cells near the guard post. PFC Manning is being held in Special Quarters 1 with all other detainees; he is not in solitary confinement (MCBQ PCF does not have solitary confinement and reference (b) does not recognize a solitary confinement category.) Consistent with his custody classification, PFC Manning is held in the area in Special Quarters 1 reserved for maximum custody detainees.

(5) PFC Manning's custody classification is reviewed weekly. During this review, the C&A Board reviews his progress, inputs from the PCF staff, medical input from the PCF medical and mental health providers and the classification factors. The C&A Board has consistently recommended that PFC Manning remain classified as a maximum custody detainee and the PCF Commander has concurred.

(6) PFC Manning alleges that after 27 August 2010 his custody classification should have been downgraded to medium-inside and that all C&A Board actions after that date were "perfunctory" in nature and relied too heavily on his conduct prior to his arrival in the MCBQ PCF. He further alleges that the administrative record is inadequate to support a maximum custody classification. I disagree. I have reviewed the entire record and concur that maximum custody is the appropriate custody classification for PFC Manning. This does not foreclose a future change in his custody classification. For this reason, his classification and assignment is continuously reviewed. However, he is pending extremely serious charges with national security implications. I recognize that he has been an average detainee with no significant disciplinary record within the PCF. However, behavior within the facility is but one of many factors a PCF Commander must weigh in making the custody classification decision. Despite PFC Manning's statements to the contrary, and his lack of

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participation in the C&A process (detainees may appear at the C&A Board), I am confident that both the C&A Board and the PCF Commander took the classification decision very seriously and appropriately applied the relevant classification factors. Although not each decision was documented utilizing the local generated "Form 4200" (an optional form not required by reference (b)), each decision was properly documented in the Correctional Management Information System (CORMIS) as required by reference (b).

(7) The special handling instructions placed on PFC Manning for prevention of injury are separate from the custody classification decision placing him in maximum custody. Per reference (b), prevention of injury is a valid factor for the PCF Commander to consider in placing PFC Manning in administrative segregation. Injury risk is distinct from suicide risk. Injury to oneself that does not rise to the level of suicidal can be dangerous behavior that is intended to cause or can result in personal physical injury. The health and welfare of a detainee is the responsibility of the PCF Commander and is independent and in addition to a medical determination of risk. If the objective behavior (i.e. what a detainee says and does) of a detainee indicates he may harm himself, it is the PCF Commander's obligation to minimize that risky behavior. Since PFC Manning was already administratively segregated due to his maximum custody classification, the PCF Commander imposed specific handling instructions for prevention of injury. A mental health provider does not need to authorize administrative segregation to prevent self injury provided the segregation is not being done to circumvent a medical professional's opinion that suicide risk is not necessary.

(8) The handling instructions for PFC Manning were narrowly tailored to meet the concern of the PCF Commander that PFC Manning continues to pose a risk of self harm and were not done to circumvent the mental health provider's recommendation. The specific handling instructions imposed by the PCF Commander to mitigate the risk of self harm were (1) to remove all personal belongings from PFC Manning's cell and (2) to visually check on PFC Manning every 5 minutes vice the minimum requirement of every 15 minutes. There are no other restrictive measures placed on PFC Manning for prevention of injury.¹ All other handling instructions derive from his custody classification.

(9) These steps were reasonable in light of all of the information available to the PCF Commander, including his concern over PFC Manning's comments regarding "always planning" suicide at initial intake, his actions in actually making a noose at the previous facility, his erratic behavior at the previous facility, his lack of rapport with the PCF staff, and his observed occasional erratic behavior at the MCBQ PCF. The PCF Commander is responsible for the

¹ The removal of underwear during sleep periods is not addressed in this complaint. That handling instruction began on 2 March 2011.

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safety and welfare of PFC Manning and he and his staff maintain direct, objective and continuous observation of PFC Manning. The concern over the risk that PFC Manning may injure himself is supported by their observations and their review of his past behavior. Therefore, the special handling instructions for the prevention of injury were appropriate.

(10) PFC Manning's treatment is not inconsistent with the guidance under reference (b). He has been treated no differently than any other detainee within the PCF. The fact that he, at times, has been the only maximum custody detainee at the facility has no relevance to the decision to place him in maximum custody. Other confinees have been placed in maximum custody and other detainees have been segregated for suicide risk or prevention of injury. My review, including an inquiry by an independent officer, revealed no evidence that PFC Manning was being singled out or treated improperly. His classification is a result of a careful application of the factors authorized in reference (b), and not as retribution or punishment.

(11) This review has revealed that the MCBQ PCF regulations at reference (c) improperly require a person being administratively segregated for prevention of injury or suicide risk be automatically classified as maximum custody. I have directed that this automatic classification scheme be deleted from reference (c). However, that change is not relevant to PFC Manning's allegations, as he was not assigned to maximum custody based solely over concern that he may cause injury to himself. He was properly classified as a maximum custody detainee based on the factors noted above.

(12) My review has also revealed the need to ensure that local regulations properly characterize what constitutes prevention of injury and what steps may be taken to protect a detainee from injury. I have directed that local regulations clearly define when administrative segregation for prevention of injury, including self-injury, is appropriate.

b. The decision to place PFC Manning on suicide risk on 18 January 2011 was appropriate.

(1) Reference (b) allows a PCF Commander to take immediate action to address behavior within the PCF. This includes the authority to segregate a detainee as a suicide risk. Reference (b) states that prisoners "who are considered to be suicidal shall be immediately referred" to medical or mental health providers. It does not state, however, that a PCF Commander must wait until the medical help arrives before placing a detainee on suicide risk. Such a condition precedent unreasonably and unrealistically places the safety of the detainee concerned at immediate risk while awaiting the availability of medical or mental health providers.

(2) On 18 January 2011, after observing erratic behavior on the part of PFC Manning, including an outburst showing severe

Subj: COMPLAINT OF WRONGS UNDER ARTICLE 138 BY PRIVATE FIRST CLASS
BRADLEY MANNING U.S. ARMY

frustration by PFC Manning and physical behavior of hitting himself in the head, the PCF Commander ordered that Manning be placed on suicide risk and immediately requested a mental health evaluation.

(3) As PFC Manning was already administratively segregated as a maximum custody detainee and under special handling instructions for the prevention of injury, the only additional instructions for suicide risk was the removal of PFC Manning's outer garments and his eyeglasses and the posting of a guard who could keep PFC Manning under continuous observation.

(4) The PCF mental health provider, Dr. Hctor, responded to the facility. He did not concur that suicide risk was necessary and recommended removal. Accordingly, the PCF Commander removed PFC Manning from suicide risk.

(5) The initial actions of the PCF Commander on 18 January 2011 by assigning PFC Manning to suicide risk were appropriate. I believe a reasonable interpretation of reference (b) is that a PCF Commander may take immediate steps to protect a detainee by placing them on suicide risk and then calling for medical or mental health assistance. As I noted in my response to PFC Manning, I believe the passage of time between Dr. Hctor's recommendation and the actual removal of suicide risk was reasonable. However, I have directed the PCF to update its regulations to specifically address the role of the mental health provider in determining if suicide risk is necessary. If the medical officer determines that a detainee is no longer considered a suicide risk, that determination is binding on the PCF staff and the detainee shall be removed from suicide risk.

(6) In his rebuttal, PFC Manning raises new reasons for his outburst on 18 January 2011. I have considered his statements as well as the written statements provided by the PCF staff on 18 January 2011. It does appear that there was friction between the guard force and PFC Manning that preceded his outburst. However, the actions of the guard force were appropriate. PFC Manning is required to comply with instructions from the staff. His frustration over his confinement does not justify the questioning of procedures or instructions. There are mechanisms in place by which he may address his concerns.

5. In enclosures (1) and (6), PFC Manning requests the following relief:

a. That his custody classification be changed to medium-inside custody.

b. That the handling instructions regarding prevention of injury be lifted.

6. I have determined that the requested relief is not appropriate in this case. The PCF Commanding officer and the PCF staff are best

Subj: COMPLAINT OF WRONGS UNDER ARTICLE 138 BY PRIVATE FIRST CLASS
BRADLEY MANNING U.S. ARMY

positioned to determine the appropriate custody classification and handling instructions in this case. I have carefully considered the positions of both PFC Manning and the PCF staff and have conducted a thorough inquiry, including consultations with correction specialists, medical providers, legal counsel, management specialists and facilities managers in reaching my conclusions. I do not find that the decisions in this case have been arbitrary or capricious as alleged by PFC Manning. Instead, they were and continue to be based on an objective evaluation of the standards contained in reference (b).

7. My point of contact in this matter is Lieutenant Colonel Christopher Greer. He may be reached at DSN 278-3678 or commercial 703-784-3678.

8. By copy of this letter, PFC Manning has been advised of the action I have taken as the general court-martial convening authority.



D. J. CHOIKE

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UNITED STATES MARINE CORPS
HEADQUARTERS COMPANY
SECURITY BATTALION
2043 BARNETT AVENUE
QUANTICO, VIRGINIA 22134-5013

IN REPLY REFER TO:
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B 275
24 Jan 11

From: Chief Warrant Officer 4 James Averhart USMC, Brig Officer in Charge
To: Commanding Officer, MCB Quantico, Va
Via: (1) Commanding Officer, Security Battalion

Subj: RESPONSE TO REQUEST FOR REDRESS (ARTICLE 138, UCMJ) OF PFC BRADLEY
MANNING DATED 19 JANUARY 2011

Ref: (a) SECNAVINST 1640.9C
(b) Brig Order P1640.1C (Prisoner Rules and Regulations)
(c) Article 138, UCMJ

Encl: (1) DD Forms 2710, 2711, Kuwait confinement documents
(2) CGA board Recommendations

1. In the performance of my duties as the Brig Officer, MCB Quantico, I am governed by references (a) through (c). I have been appointed and charged to perform my duties in a fair, firm and impartial manner, while ensuring the custody and safety of all personnel, be it prisoners, staff or visitors.

2. In response to the Article 138 complaint dated 19 January 2011, PFC Manning was initially confined at MCB Quantico Brig on 29 July 2010 and classified as a maximum custody detainee on suicide risk status. At the time of his initial confinement, I was the Brig Commander. I relinquished command on 24 January 2011 pursuant to PCS orders. During the initial interview, PFC Manning stated that he has had suicidal thoughts and did make a plan to commit suicide. PFC Manning also stated that he has been diagnosed with depression and anxiety disorder. During the initial reception phase, PFC Manning also stated to the counselor that he was a "woman". During this phase of confinement, PFC Manning completed a DD form 2710 (Inmate Background Summary) in which he wrote "always planning, never acting" where asked if he has ever considered suicide. See enclosure (1).

3. Prior to receiving PFC Manning, MCB Quantico Brig received documentation from the confinement facility in Kuwait stating that PFC Manning became unresponsive to staff and would have anxiety attacks at times. PFC Manning was placed on suicide watch while confined in Kuwait and was also found to have made a noose out of his bed sheet. PFC Manning was evaluated several times by mental health professionals while in Kuwait and found that he was a high risk harm to himself. It was further requested that PFC Manning be transferred to a facility with specialized resources for his mental state.

4. During the initial interview with his counselor in Quantico, PFC Manning was asked if he was currently suicidal to which PFC Manning replied "no". During the interview, PFC Manning was asked about the noose he made out of a bed sheet. PFC Manning stated that he made a noose out of sand bag ties, not a bed sheet. The discrepancy between the documentation received and PFC

Subj: RESPONSE TO REQUEST FOR REDRESS (ARTICLE 138, UCMJ) OF PFC BRADLEY MANNING DATED 19 JANUARY 2011

Manning's statement raised the concern of PFC Manning's mental ability to differentiate between a bed sheet or sand bag ties, or if PFC Manning made multiple nooses. Due to the documentation provided, PFC Manning's verbal and written statements, and the act of making at least one item to commit suicide with, I decided that PFC Manning would remain on suicide watch. I also decided that PFC Manning would be classified as a maximum custody inmate.

5. Per SECNAVINST 1640.9C, inmates requiring immediate and continuous supervision or requiring special custodial supervision will be classified as a maximum custody detainee. Per SECNAVINST 1640.9C, inmates who have threatened suicide or have made a suicide gesture but are found fit for confinement may be placed within special quarters under continuous observation while in the category of suicide risk. The following are requirements stated in SECNAVINST 1640.9C:

(a) Supervision must be immediate and continuous. A DM 509, Inspection Record of Prisoner in Segregation, shall be posted by the cell door and appropriate entries made at least every 15 minutes.

(b) They shall not be assigned to work details outside the cell.

(c) They shall be assigned to the most secure quarters.

(d) Two or more staff members shall be present when maximum custody inmates are out of their cells.

(e) Maximum custody prisoners shall wear restraints at all times when outside the maximum-security area and be escorted by at least two escorts.

(f) The Brig OIC may direct removal of clothing when deemed necessary.

(e) Inmates must be under observation of a supervisor of the same sex.

(f) Prisoner must be under observation of a supervisor of the same sex.

(g) Such prisoners shall be berthed in special quarters and physically checked every 5 minutes.

6. Per SECNAVINST 1640.9C, inmates in a maximum custody status require two escorts at all times while outside of their cell. While outside of the cell, maximum custody inmates will normally wear full restraints i.e. leg restraints, hand restraints and a restraint belt. The Brig OIC may authorize less form of restraint or additional escorts when necessary. Normally less form of restraint is authorized while showering, participating in recreational activities, medical exams or in a court room. While a maximum custody inmate is outside of a secured area, the facility will commence a lockdown until the inmate is returned to a secured area. No other inmates are allowed to move throughout the facility while a maximum custody inmate is outside of a secured area. At no time will two maximum custody inmates be outside of a secured area at any time. Due to this requirement, maximum custody inmates do not co-mingle with other inmates during recreation or group activities. Maximum custody inmates are not prohibited from speaking with inmates in other cells provided that it does not interfere with the good order and discipline of the facility.

7. On 30 July 2010, CAPT Hector, the Brig Psychiatrist, made his first assessment of PFC Manning and recommended PFC Manning remain on suicide

Subj: RESPONSE TO REQUEST FOR REDRESS (ARTICLE 138, UCMJ) OF PFC BRADLEY MANNING DATED 19 JANUARY 2011

watch. The Brig Psychiatrist also stated that PFC Manning should not have access to bootlaces, trash bags, belts etc. One week later on 6 August 2010, the Brig Psychiatrist recommended that PFC Manning be removed from suicide watch and placed on prevention of injury. On 27 August 2010, the Brig Psychiatrist recommended PFC Manning be removed of all suicidal precautions because no suicidal thoughts were reported. The Brig Psychiatrist also noted that PFC Manning had an average toleration to frustration and stress. During following reviews made by the Brig Psychiatrist, it was noted that PFC Manning sometimes had a low toleration for frustration and stress and at other times PFC Manning had an average toleration for frustration and stress. Per SECNAVINST 1640.9C, a low toleration for frustration and stress is a factor for determining if maximum custody is warranted. Due to the short period of time since PFC Manning made a noose, PFC Manning's written and verbal statements on planning to harm himself, the short timeframe between the Brig Psychiatrists' recommendation for PFC Manning to be on suicide risk and removal of all precautions and the fluctuations of the Brig Psychiatrist's evaluations, it was determined that PFC Manning remain in a prevention of injury status for his own safety. He also remained in a maximum custody classification.

8. Per SECNAVINST 1640.9C, a Classification and Assignment (C&A) board shall be established and will be responsible for establishing the individual prisoner's program upon completion of orientation. This board shall be composed, at a minimum, of the next senior staff member to the Brig OIC, or designated representative, one senior staff member from security, one from programs, and any other members appointed by the Brig OIC. Representatives from outside the confinement facility, including staff specialists, such as a psychologist or chaplain, may be appointed to the board. Inmates may appear before this board to discuss their program or changes thereto if considered necessary. The C&A Board's recommendations shall be recorded and signed by the Brig OIC or designated representative as approving officer. When circumstances indicate necessity for immediate action, the Brig OIC or designated representative may make changes in custody, classification, etc., without board action. Changes shall be a part of the agenda of the next C&A board meeting.

Currently the C&A Board is comprised of the Programs Chief, Senior Counselor, Operations Chief, Admin Chief, Security Operations Chief or the Duty Brig Supervisor. The C&A Board consists of three voting members and a recorder. The C&A Board's recommendation is normally forwarded to the Brig OIC for approval. PFC Manning's classification and status is reviewed by the C&A Board weekly. An evaluation by the Brig Psychiatrist is normally conducted prior to the C&A Board's convening and his recommendation is forwarded to the C&A Board. I make a final determination regarding an inmate's classification and status based upon the C&A board's recommendation and my personal observations and experience. The proceedings of the C&A boards for PFC Manning are attached as enclosure (2).

Until 18 January 2011, CAPT William Hocker was assigned as the Brig Psychiatrist. Colonel Ricky Malone, an Army psychiatrist, had been consulted by CAPT Hocker. Col Malone did not make a recommendation to the C&A Board, as he is not a member of the Brig staff and only a consultant of CAPT Hocker.

During CAPT Hocker's tenure, he has also consulted CAPT Brian Moore, who the defense has now identified as a member of PFC Manning's defense team. This information was not provided to the correction facility previously and is, in my opinion, a conflict of interest. It cannot be determined to what extent

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MANNING DATED 19 JANUARY 2011

CAPT Moore's opinions affected CAPT Hootor's recommendations. However, I feel it is important that this relationship be highlighted for the record.

9. Upon PFC Manning's initial confinement in Quantico, he was placed on suicide risk status until 11 August 2010, when he was placed on prevention of injury status. Both SR and POI status require maximum security custody. Inmates on SR or POI status are not denied any privileges or rights. For the purpose of safety and security, the Brig OIC may restrict certain privileges for inmates in SR or POI status.

a. Clothing.

(1) Inmates on SR status are normally clothed in only underwear and shower shoes and provided with one tear proof security blanket. A second blanket is provided after taps.

(2) Inmates on POI status are normally clothed in seasonal PT gear and shower shoes and provided with one security blanket. During hours after taps, the inmate is clothed in only underwear and given one additional security blanket.

b. Bedding.

(1) Inmates on SR or POI status are not provided with bed sheets or a pillow, but are provided with the same type of mattress as all other inmates.

(2) Due to the extended amount of time PFC Manning has been placed on POI status, a safety mattress was acquired from the Rappahannock County Jail. This is a one piece mattress with a built in pillow.

c. Personal effects/hygiene items.

(1) During daylight hours, inmates on SR or POI status maintain all personal items in an adjacent cell, with the exception of the clothing being worn, one book and one copy of rules and regulations. Hygiene items, to include toilet paper, are only given to the inmate during hygiene call or as needed. No inmate, regardless of custody or classification, is authorized to maintain shoes or boots while inside of his cell. Inmates are only given razors at reveille and they are returned to the Special Quarters supervisor immediately after shaving.

d. Correspondence time/phone calls.

(1) Inmates on SR or POI status are not denied correspondence or phone privileges. Inmates, regardless of custody or classification, are only allowed to make phone calls or write letters during free time as outlined in the plan of the day (POD). The only restriction to an inmate on SR or POI status concerning correspondence material is the length of time.

(2) Until 27 October 2010, inmates on SR or POI status received correspondence material for one hour daily during free time. Due to the extended duration of PFC Manning's POI status, I authorized this time to be extended by one hour. All inmates are afforded the same opportunity and duration to make personal phone calls.

(3) All inmates are afforded the same opportunity to speak with their parent command or attorney via government phone. Inmates are required to

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MANNING DATED 19 JANUARY 2011

submit a DD 510 to their counselor stating the nature of their request. Their counselor or designated staff member will normally respond to their request within three business days and make every attempt to get the inmate in contact with the requested party. PFC Manning is routinely placed on the phone with his attorney approximately two times a week for approximately 45 minutes.

e. Visitation.

(1) All inmates, regardless of custody or classification, are required to receive a command visit weekly. If this requirement is not met, a staff member from the Programs section makes liaison with the inmates command and informs them of their deficiency.

(2) All inmates, regardless of custody, are allowed to receive personal visits on weekends or holidays as the POD states. The only inmates denied personal visits are those in a disciplinary segregation or loss of privileges status. The only limitation placed on maximum custody inmates is that they must meet with their visitors in a non-contact booth. This limitation is only due to the requirement of a facility lockdown while a maximum custody inmate is outside of a secured area.

(3) All inmates are allowed to receive legal visits during normal business hours. Exceptions to these hours may be made upon prior request of the visiting party. All legal visits are conducted in a non-contact booth.

f. Television/recreation.

(1) Inmates are only allowed to watch television during free time as prescribed in the POD. There is one television in the recreation room located in the housing area and another on a cart. The television in the day room is used by all general population inmates. The television on the cart is used by all maximum custody inmates. The cart is rolled in front of the inmate's cell during authorized television viewing hours. The viewing time is dependent upon the number of maximum custody inmates being housed at one time. PFC Manning is currently the only maximum custody inmate and may view television from his cell during free time. There are no viewing restrictions placed on maximum custody inmates. The only exception to this was when it was reported on the news that PFC Manning had committed suicide. When this was reported, PFC Manning was not allowed to view the news. The duration of TV time may fluctuate depending on how many maximum custody inmates are present. If more than one is present, they share the TV on the cart.

(2) All inmates are authorized one hour of recreation call daily. Maximum custody inmates conduct recreation call individually in a secured area inside the recreation yard. While in this secured area, the inmate's restraints are removed. During inclement weather or when the temperature is below 32 degrees, recreation call is conducted indoors.

(3) Because the indoor recreation area is not a secured area, restraints are not normally removed from maximum custody inmates. All inmates, unless in a SR, POI or disciplinary status are allowed to exercise while in their cells provided that it does not disrupt the good order and discipline of the facility. Due to the extended period of time that PFC Manning has been in a SR or POI status, and not allowed to exercise within his cell, I authorized PFC Manning's restraints to be removed while conducting recreation call inside although he is not in a secured area.

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Within this recreation area, there are stationary bicycles, elliptical machines, weight training equipment, treadmills and stair masters. There is a football table and ping pong tables that may be set up so he does not need another inmate to participate. PFC Manning is allowed to choose his activity but chooses to walk in circles or figure eights on his own free will. He will occasionally do push-ups, crunches and sit-ups on a mat that is provided. On several occasions he has requested that his recreation call be secured early and that he be returned to his cell. When he makes this request, he is escorted back to his cell and asked to provide a written statement saying that he chose to have his recreation call secured early. PFC Manning has provided a couple of these statements but has also refused as well.

10. Per SECNAVINST 1640.9C, there must be periodic bed checks of all inmates at night. Per prisoner rules and regulations, inmates are not authorized to cover their entire face with blankets while sleeping. Inmates are not to be awakened for the purpose of bed checks, however positive identification must be made if no part of an inmate is visible. The only way for this to be possible is to either awaken the inmate or instruct him to uncover his face or have the cell opened, enter and uncover the inmate which is a risk to staff safety and not authorized.

11. Recent Incidents: On 18 January 2011, PFC Manning had what appeared as an anxiety attack in the recreation room as his restraints were being removed. PFC Manning fell to the floor and was caught by two staff members which softened his fall. PFC Manning then pulled away from the staff members and ran behind an exercise machine appearing to cry. After PFC Manning gained his composure he was allowed to continue his recreation call after speaking with the operations chief who authorized the continued recreation call. Later the same date, PFC Manning became agitated when speaking to the Brig Supervisor and the Brig OIC. While I was conducting my daily rounds in Special Quarters, I spoke to PFC Manning as always while observing his actions. Initially he appeared to be physically okay. I asked him how he was doing and he replied "fine sir". I then asked PFC Manning was he sure? He said "yes sir". I questioned detainee Manning regarding reports from Brig Staff in which detainee Manning became anxious and exhibited labored breathing during recreation call. I then asked PFC Manning about the incident of falling while at recreation call. PFC Manning stated that he became light headed. I again asked him how was he feeling and he began yelling, stuttering, and flailing his arms. PFC Manning began to yell out that he wanted to go home. He asked, "Why did all those Marines show up". He also yelled out "Why are you psycho-analyzing me?" PFC Manning also said "Why are you staring at me?" He then said "stop yelling at me". I instructed PFC Manning to relax and calm down. I also instructed him to sit down on the rack and breathe. PFC Manning said he wanted to go home and began physically striking himself in the head very violently and aggressively. Due to PFC Manning's actions, which caused an immediate concern, I directed the Brig Supervisor to "special move" PFC Manning's status and ordered that he be placed back in a suicide risk status. After PFC Manning's outburst, and physical contact to himself, the Brig Psychiatrist was contacted and asked to meet with PFC Manning. After PFC Manning was informed that he was going to be placed in a suicide risk status, PFC Manning began to attempt to negotiate to not be placed on this status and delayed in giving the requested clothing items. He was initially non-compliant and refused to give the clothing items to the Brig Supervisor when asked. When I noticed that PFC Manning was being noncompliant I ordered the dialogue and actions to be videotaped. Once PFC Manning noticed that he was being videotaped, he immediately became compliant

Subj: RESPONSE TO REQUEST FOR REDRESS (ARTICLE 138, U.C.M.J) OF PFC BRADLEY
MANNING DATED 19 JANUARY 2011

and provided the clothing item as requested. He also calmed down but continued to comment about not wanting to be on SR and POI.

12. Prior to the arrival of Dr. Hootor, I directed that PFC Manning remain in this status until 20 January 2011 and, provided that PFC Manning's actions do not continue, that he be reviewed by the C&A board at that time. CAPT Hootor and CAPT Moore met with PFC Manning on the same date and recommended that PFC Manning be placed on a 24 hour POI status. PFC Manning was removed from SR status on 20 January 2011 and assigned on POI status.

13. On 21 January 2011, I received a DD 510 from PFC Manning requesting that he be taken off of maximum custody and POI status. This request was dated 7 January 2011. PFC Manning was reviewed by the C&A Board on 21 January 2011 and was allowed to appear before the board. The C&A Board recommended that PFC Manning remain classified as a maximum custody inmate in prevention of injury status due to previous written and verbal statements, suicidal ideations and statements that he made to the members of the C&A Board. Although PFC Manning denied any suicidal thoughts or feelings, PFC Manning also implied that he may not be completely truthful. When asked about the date of 7 January 2011 as the date of submission on the DD510, PFC Manning just looked at me and stated that it is possible for his dates to be off and provided no further explanation. I denied his request that he taken off maximum custody and POI status. This is the only time he has formally requested that I take such action through the DD 510 process. This is the grievance that PFC Manning identifies in paragraph 6 of his complaint.

14. Since initial confinement, PFC Manning has displayed unusual behavior causing me concern. There has been unusual behavior such as waking up and licking the cell bars, sleep walking, sword fighting, playing peek-a-boo in the mirror, waking up at night talking, simulated lifting weights, talking, mumbling and giggling at himself, beating on his chest, and rock star head banging simulation. Since confinement, PFC Manning has also violated prisoner rules and regulations by not following instructions. He has received a negative hard card entry for disobedience and several counseling for failure to follow instructions. Although minor in nature, all prisoners are required to follow the rules and regulations of the facility. I have not imposed any disciplinary segregation, but these incidents do cause me continuing concern regarding his safety and intentions.

15. In this facility, all prisoners and detainees are berthed in Special Quarters. A living area comprised of 30 individual cells with each cell dimension size of 6x8x8. Each cell has one toilet, rack, sink and water faucet. The Quantico base pretrial confinement facility does not have solitary confinement. It does have a disciplinary segregation unit. Since confinement PFC Manning has been berthed in Special Quarters in cell #192.

16. As the Brig OIC with over 20 years of correction experience, I understand the duties and responsibilities of the billet which I am assigned. I am charged with the security, custody and control of all inmates in my custody while remaining firm, fair and impartial. At no time have I acted out of the scope of my duties or abused the authority given to me per the directives that govern my decisions regarding PFC Manning. Due to PFC Manning's continuous, sporadic, unusual behavior, written and verbal statements, past suicidal ideations and gestures, it is my professional opinion that prevention of injury status is currently necessary to ensure PFC Manning's personal safety, as well as the safety of other prisoners and staff. Further, it is my professional opinion that PFC Manning's maximum

Subj: RESPONSE TO REQUEST FOR REDRESS (ARTICLE 138, UCMJ) OF PFC BRADLEY
MANNING DATED 19 JANUARY 2011

custody classification is justified based upon his charges, national security concerns and his behavior while in the facility. At all times my decisions have been guided by recommendations from the Brig staff, the C&A board, and mental health providers and also through interactions with PFC Manning. However, I must make the final determination based upon my judgment and experience and have continued to do so.


J. T. AVERHART JR

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UNITED STATES MARINE CORPS
SECURITY BATTALION
2043 BARNETT AVENUE
QUANTICO, VIRGINIA 22134

IN REPLY REFER TO:

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21 JAN 2011

FIRST ENDORSEMENT on CWO4 Averhart's ltr 1000 B 275 of 24 Jan 11

From: Commanding Officer, Security Battalion
To: Commander, Marine Corps Base Quantico

Subj: RESPONSE TO REQUEST FOR REDRESS (ARTICLE 138, UCMJ) OF
PFC BRADLEY MANNINIG DATED 19 JANUARY 2011

1. Forwarded. I have reviewed the subject complaint and Chief Warrant Officer 4 Averhart's response. I have been personally briefed on PFC Manning's confinement conditions regularly throughout the duration of his confinement. Given his almost daily interactions with PFC Manning and the direct input he receives from the Brig staff, Chief Warrant Officer 4 Averhart is in the best position to ensure the safety and welfare of PFC Manning. Chief Warrant Officer 4 Averhart's classification and assignment decisions in this case have been appropriate and within applicable regulations. I recommend the request for redress be denied.


R. G. OLTMAN

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DEPARTMENT OF THE NAVY
OFFICE OF THE ASSISTANT SECRETARY
(MANPOWER AND RESERVE AFFAIRS)
1000 NAVY PENTAGON
WASHINGTON DC 20350-1000

5/1/11 241

From: Assistant Secretary of the Navy (Manpower and Reserve Affairs)
To: Private First Class Bradley Manning, U.S. Army
Via: Commandant, United States Disciplinary Barracks

Subj: SECOND COMPLAINT OF WRONGS UNDER ARTICLE 138, UCMJ, BY
PFC BRADLEY MANNING, U.S. ARMY

Ref: (a) JAGMAN, Chapter III
(b) Your complaint of 10 Apr 11, w/ends
(c) CDR, MCBQ ltr 5800 B052 of 30 Jun 11 w/encls and ends

1. In accordance with reference (a), this letter is in response to your complaint of wrongs, reference (b), under Article 138, UCMJ, against Chief Warrant Officer Two Denise Barnes, USMC, Brig Commander, Pretrial Confinement Facility, Marine Corps Base Quantico.

2. The General Court-Martial Convening Authority (GCMCA), Commander, Marine Corps Base Quantico, reviewed your complaint in accordance with reference (a), and found your allegation to be cognizable, but without merit, and granted no relief. After careful review of references (b) and (c), I concur with the actions of the GCMCA in denying relief. Specifically, I find that the GCMCA did not abuse his discretion when he determined there is no evidence that CWO2 Barnes' decisions were improper.

3. Even if your complaint had merit, your transfer to the United States Disciplinary Barracks, Fort Leavenworth on April 20, 2011 is a superseding and intervening event that has made your request for relief unavailable.

4. This decision constitutes final action on your complaint. You may petition the Army Board for Correction of Military Records to remove or correct any error or injustice you believe exists in your military records.


Juan M. Garcia

Copy to:
Mr. Coombs, Civilian Defense Counsel
HQMC (JAR)
Commander, MCBQ
SJA, US Army Military District Washington
CWO2 Barnes

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CLASSIFICATION AND ASSIGNMENT REQUEST			REPORT DATE (YYYYMMDD) 20100729
1. INMATE NAME (LAST, FIRST MI.) MANNING, BRADLEY E.		2. SSN [REDACTED]	3. RCN [REDACTED]
4. FORMER STATUS			
a. CUSTODY LEVEL R-R	b. STATUS R-R	c. ASSIGNED DETAIL New Confinement (NC)	d. QUARTERS / ROW / CELL # R-R
5. CURRENT STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL Indoctrination (INDOC) Suicide Risk (ADSSR)	d. QUARTERS / ROW / CELL # SQ-1 A 191
6. REQUEST INFORMATION SNP/SND is a New Confinement		7. OFFENSE INFORMATION ART(S): 128, 134	8. SENTENCE INFORMATION N/A
9. REMARKS SND WAS PLACED IN SPECIAL QUARTERS DUE TO RECENT CONFINEMENT.			
10. REQUESTING OFFICIAL			
a. NAME (LAST, FIRST MI.) ALLREDGE, J.D.		b. SIGNATURE [Signature]	c. DATE (YYYYMMDD) 20100729
11. APPROVED STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL INDOC / SR	d. QUARTERS / ROW / CELL # SW1 / A / 191
HIGHER CUSTODY FACTORS		LOWER CUSTODY FACTORS	
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR		<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE	
<input type="checkbox"/> SERIOUS DRUG ABUSE		<input type="checkbox"/> CLOSE FAMILY TIES; GOOD HOME CONDITIONS	
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD		<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS	
<input type="checkbox"/> LOW TOLERANCE OF FRUSTRATION		<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION	
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY		<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY	
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT		<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT; HOWEVER LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR	
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED		<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT	
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE		<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS	
<input type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> OTHER:		<input type="checkbox"/> OTHER:	
PHASE OF CONFINEMENT		MANDATORY REVIEW	
<input checked="" type="checkbox"/> RECEPTION <input type="checkbox"/> PRE-RELEASE <input type="checkbox"/> RESTORATION		<input type="checkbox"/> 7 DAY <input type="checkbox"/> 15 DAY <input type="checkbox"/> 30 DAY	
BOARD MEMBER VOTE			
FOR: 3 AGAINST: 0 REMARKS:			
12. SENIOR BOARD MEMBER			
a. NAME (LAST, FIRST MI.) Blenis, C.M. / 1st Lt / Paymaster Chief		b. SIGNATURE [Signature]	c. DATE (YYYYMMDD) 20100730
REMARKS:			
13. COMMANDING OFFICER REVIEW			
a. NAME, GRADE, TITLE AVERHART JR, J. T., CWO-4, COMMANDING OFFICER		b. SIGNATURE [Signature]	c. DATE (YYYYMMDD) 20100730
REMARKS:			

BRIG FORM 4200, SEPT 2009

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (YYYYMMDD) 20110103	
INMATE NAME (LAST, FIRST MI.) MANNING, BRADLEY E.			SSN		RCN
CURRENT STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 192	
CURRENT CHARGES: ART 92, 128, 134					
DISCIPLINARY REPORTS: NONE			OBSERVATION REPORTS: NONE		
WORK & TRAINING REPORTS: 20110102: AA UN: 0 AV: 19 EX: 0 BA: 0 AA: 8 OS: 0			PSYCHIATRIC REVIEW: 20101230: RECOMMEND REMOVE FROM POI		
RECOMMENDED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 192	
HIGHER CUSTODY FACTORS			LOWER CUSTODY FACTORS		
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR	<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE				
<input type="checkbox"/> SERIOUS DRUG ABUSE	<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS				
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD	<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS				
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION	<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION				
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY	<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY				
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT	<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT; HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR				
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED	<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT				
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE	<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS				
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS	<input type="checkbox"/> OTHER				
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS	<input type="checkbox"/> OTHER				
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)	<input type="checkbox"/> OTHER				
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT	<input type="checkbox"/> OTHER				
<input type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE	<input type="checkbox"/> OTHER				
<input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER				
REMARKS: SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care. SND has demonstrated erratic behavior as recently as 28 December 2010. SND has a potential gender identity disorder and is pending a 706 sanity board hearing. 920 W4					
BOARD MEMBER VOTE					
NAME / GRADE / TITLE		YES	NO	REMARKS	SIGNATURE
SENIOR BOARD MEMBER BLENIS, C.M. / GYSGT / PROGRAMS CHIEF		X			
BOARD MEMBER 2 JORDAN, R.N. / SSG / SENIOR COUNSELOR		X			
BOARD MEMBER 3 LEE, C. J. / SSGT / SECURITY CHIEF		X			
APPROVED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 192	
COMMANDING OFFICER REVIEW					
a. NAME AVERHART JR., J.T. / CWO4 / COMMANDING OFFICER			b. SIGNATURE 		c. DATE (YYYYMMDD) 20110103

BRIG FORM 4200.1, JAN 2011

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (YYYYMMDD) 20110107	
INMATE NAME (LAST, FIRST MI.) MANNING, BRADLEY E.			SSN [REDACTED]		RCN [REDACTED]
CURRENT STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 192	
CURRENT CHARGES: ART 92, 128, 134					
DISCIPLINARY REPORTS: NONE			OBSERVATION REPORTS: NONE		
WORK & TRAINING REPORTS: 20110102: AA UN: 0 AV: 19 EX: 0 BA: 0 AA: 8 OS: 0			PSYCHIATRIC REVIEW: 20110107: RECOMMEND REMOVE FROM POI		
RECOMMENDED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 192	
HIGHER CUSTODY FACTORS			LOWER CUSTODY FACTORS		
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR			<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE			<input type="checkbox"/> CLOSE FAMILY TIES; GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD			<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input type="checkbox"/> LOW TOLERANCE OF FRUSTRATION			<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY			<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT			<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED			<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE			<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> OTHER:			<input type="checkbox"/> OTHER:		
REMARKS: SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care. SND has demonstrated erratic behavior as recently as 04 January 2011. SND has a potential gender identity disorder and is pending a 706 sanity board hearing.					
BOARD					
NAME / GRADE / TITLE		YES	NO	REMARKS	SIGNATURE
SENIOR BOARD MEMBER BLENIS C.M. / GYSGT / SECURITY CHIEF		<input checked="" type="checkbox"/>	<input type="checkbox"/>		
BOARD MEMBER 2 JORDAN, R.N. / SSG / SENIOR COUNSELOR		<input checked="" type="checkbox"/>	<input type="checkbox"/>		
BOARD MEMBER 3 BUCK, J. M. / SSGT / ADMIN CHIEF		<input checked="" type="checkbox"/>	<input type="checkbox"/>		
DYED STATE					
a. CUSTODY LEVEL	b. STATUS	c. ASSIGNED DETAIL		d. QUARTERS / ROW / CELL #	
COMMANDING REVIEW					
a. NAME AVERHART JR., J.T. / CWO4 / COMMANDING OFFICER				b. SIGNATURE 	
				c. DATE (YYYYMMDD) 20110107	

BRIG FORM 4200.1, JAN 2011

CLASSIFICATION AND ASSIGNMENT REVIEW			REPORT DATE (YYYYMMDD) 20110114
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY E.		SSN [REDACTED]	RCN [REDACTED]
CURRENT STATUS: [REDACTED]			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
CURRENT CHARGES: ART 92, 128, 134			
DISCIPLINARY REPORTS: NONE		OBSERVATION REPORTS: NONE	
WORK & TRAINING REPORTS: 20110102: AA UN: 0 AV: 19 EX: 0 BA: 0 AA: 9 OS: 0		PSYCHIATRIC REVIEW: 20110107: RECOMMEND REMOVE FROM POI	
RECOMMENDED STATUS: [REDACTED]			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
HIGHER CUSTODY FACTORS		LOWER CUSTODY FACTORS	
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR		<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE	
<input type="checkbox"/> SERIOUS DRUG ABUSE		<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS	
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD		<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS	
<input type="checkbox"/> LOW TOLERANCE OF FRUSTRATION		<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION	
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY		<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY	
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT		<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR	
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED		<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT	
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE		<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS	
<input type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE		<input type="checkbox"/> OTHER:	
<input type="checkbox"/> OTHER:		<input type="checkbox"/> OTHER:	
REMARKS: SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care. SND has demonstrated erratic behavior as recently as 04 January 2011. SND has a potential gender identity disorder and is pending a 706 sanity board hearing.			
[REDACTED]			
NAME / GRADE / TITLE	YES	NO	REMARKS
SENIOR BOARD MEMBER JORDAN, R.N. / SSG / SENIOR COUNSELOR	X		
BOARD MEMBER 2 BUCK, J. M. / SSGT / ADMIN CHIEF	X		
BOARD MEMBER 3 PURDON, W.M. / CPL / COUNSELOR	X		
[REDACTED]			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
a. NAME AVERHART JR., J.T. / CWO4 / COMMANDING OFFICER		b. SIGNATURE [Signature]	
		c. DATE (YYYYMMDD) 20110114	

BRIG FORM 4200.1, JAN 2011

CLASSIFICATION AND ASSIGNMENT REQUEST			REPORT DATE (YYYYMMDD) 20110118
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY		SSN [REDACTED]	RCN [REDACTED]
FORMER STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
CURRENT STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL SUICIDE RISK	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
REQUEST INFORMATION		OFFENSE INFORMATION	SENTENCE INFORMATION
N/A		N/A	N/A
REMARKS: DUE TO SMD MANNING'S ACTIONS HE IS BEING PLACED ON SUICIDE RISK BY ORDER OF THE BRIG OFFICER			
REQUESTING OFFICIAL			
a. NAME (LAST, FIRST MI) WEBB, T.		b. SIGNATURE [Signature]	c. DATE (YYYYMMDD) 20110118
CLASSIFICATION AND ASSIGNMENT BOARD ACTION			
APPROVED STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL SUICIDE RISK	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
BOARD MEMBER VOTE			
FOR: 3	AGAINST: 0	REMARKS:	
SENIOR BOARD MEMBER			
a. NAME (LAST, FIRST MI) Blenis, C.M. / GYST / Program Unit		b. SIGNATURE [Signature]	c. DATE (YYYYMMDD) 20110119
REMARKS:			

BRIG FORM 4200, JAN 2011

CLASSIFICATION AND ASSIGNMENT REVIEW			REPORT DATE (YYYYMMDD) 20110119
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY E.		SSN [REDACTED]	RCN [REDACTED]
CURRENT STATUS*			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL SUICIDE RISK	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
CURRENT CHARGES: ART 92, 128, 134			
DISCIPLINARY REPORTS: NONE		OBSERVATION REPORTS: NONE	
WORK & TRAINING REPORTS: 20110116: BA UN: 0 AV: 19 EX: 0 BA: 1 AA: 10 OS: 0		PSYCHIATRIC REVIEW: 20110118: RECOMMEND TO BE PLACED ON POI STATUS	
RECOMMENDED STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL SUICIDE RISK	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
HIGHER CUSTODY FACTORS		LOWER CUSTODY FACTORS	
<input checked="" type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR	<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE	<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD	<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION	<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY	<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT	<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT; HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED	<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE	<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS	<input type="checkbox"/> OTHER:		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIOS OR PSYCHOSIS	<input type="checkbox"/> OTHER:		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)	<input type="checkbox"/> OTHER:		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT	<input type="checkbox"/> OTHER:		
<input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE	<input type="checkbox"/> OTHER:		
<input type="checkbox"/> OTHER:	<input type="checkbox"/> OTHER:		
REMARKS: SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care. SND has demonstrated erratic behavior as recently as 18 January 2011. SND has a potential gender identity disorder and is pending a 706 sanity board hearing. On 18 January 2011, SND had an anxiety attack and began acting aggressively toward himself in the presence of the Brig OIC and Supervisor.			
BOARD MEMBER VOTE			
NAME / GRADE / TITLE	YES	NO	REMARKS
SENIOR BOARD MEMBER BLENIS, C. / GYSGT / PROGRAMS CHIEF	X		
BOARD MEMBER 2 FULLER, W. / GYSGT / SECURITY CHIEF	X		CONF UO
BOARD MEMBER 3 BUCK, J. M. / SSGT / ADMIN CHIEF			CONF UO
APPROVED STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL SUICIDE RISK	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
COMMANDING OFFICER REVIEW			
a. NAME AVERHART JR., J.T. / CWO4 / COMMANDING OFFICER	b. SIGNATURE [Signature]		c. DATE (YYYYMMDD) 20110119

BRIG FORM 4200.1, JAN 2011

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (YYYYMMDD) 20110121																														
INMATE NAME (LAST, FIRST MI.) MANNING, BRADLEY E.		SSN [REDACTED]	RCN [REDACTED]																															
CURRENT STATUS																																		
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 192																															
CURRENT CHARGES: ART 92, 128, 134																																		
DISCIPLINARY REPORTS: NONE		OBSERVATION REPORTS: NONE																																
WORK & TRAINING REPORTS: UN: AV: 19 EX: BA: AA: OS:		PSYCHIATRIC REVIEW: 20110121: RECOMMEND REMOVE FROM POI																																
RECOMMENDED STATUS																																		
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 192																															
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD																																		
INMATE CHOOSES TO: <i>BSM</i> / NOT TO: _____ APPEAR BEFORE BOARD.		INMATE SIGNATURE: <i>[Signature]</i>																																
<table border="1"> <thead> <tr> <th>HIGHER CUSTODY FACTORS</th> <th>LOWER CUSTODY FACTORS</th> </tr> </thead> <tbody> <tr> <td><input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR</td> <td><input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE</td> </tr> <tr> <td><input type="checkbox"/> SERIOUS DRUG ABUSE</td> <td><input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS</td> </tr> <tr> <td><input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD</td> <td><input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS</td> </tr> <tr> <td><input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION</td> <td><input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION</td> </tr> <tr> <td><input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE "MILITARY"</td> <td><input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY</td> </tr> <tr> <td><input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT</td> <td><input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERWHELMING FACTOR</td> </tr> <tr> <td><input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED</td> <td><input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT</td> </tr> <tr> <td><input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE</td> <td><input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS</td> </tr> <tr> <td><input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS</td> <td><input type="checkbox"/> OTHER</td> </tr> <tr> <td><input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROPSYCHOSIS OR PSYCHOSIS</td> <td><input type="checkbox"/> OTHER</td> </tr> <tr> <td><input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)</td> <td><input type="checkbox"/> OTHER</td> </tr> <tr> <td><input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT</td> <td><input type="checkbox"/> OTHER</td> </tr> <tr> <td><input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE</td> <td><input type="checkbox"/> OTHER</td> </tr> <tr> <td><input type="checkbox"/> OTHER</td> <td><input type="checkbox"/> OTHER</td> </tr> </tbody> </table>					HIGHER CUSTODY FACTORS	LOWER CUSTODY FACTORS	<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR	<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE	<input type="checkbox"/> SERIOUS DRUG ABUSE	<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS	<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD	<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS	<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION	<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION	<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE "MILITARY"	<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY	<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT	<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERWHELMING FACTOR	<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED	<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT	<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE	<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS	<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS	<input type="checkbox"/> OTHER	<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROPSYCHOSIS OR PSYCHOSIS	<input type="checkbox"/> OTHER	<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)	<input type="checkbox"/> OTHER	<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT	<input type="checkbox"/> OTHER	<input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE	<input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER
HIGHER CUSTODY FACTORS	LOWER CUSTODY FACTORS																																	
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<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION	<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION																																	
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE "MILITARY"	<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY																																	
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT	<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERWHELMING FACTOR																																	
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED	<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT																																	
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE	<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS																																	
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS	<input type="checkbox"/> OTHER																																	
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROPSYCHOSIS OR PSYCHOSIS	<input type="checkbox"/> OTHER																																	
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)	<input type="checkbox"/> OTHER																																	
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT	<input type="checkbox"/> OTHER																																	
<input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE	<input type="checkbox"/> OTHER																																	
<input type="checkbox"/> OTHER	<input type="checkbox"/> OTHER																																	
<p>REMARKS: SND has previously demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care. SND has demonstrated erratic behavior as recently as 18 January 2011. SND has a potential gender identity disorder and is pending a 706 sanity board hearing.</p> <p>On 18 January 2011, SND had an anxiety attack and began acting aggressively toward himself in the presence of the Brig OC and Supervisor.</p>																																		
BOARD MEMBER SIGNATURE																																		
NAME / GRADE / TITLE		YES	NO	SIGNATURE																														
SENIOR BOARD MEMBER BLENIS, C. / GYSGT / PROGRAMS CHIEF		X		<i>[Signature]</i>																														
BOARD MEMBER 2 FULLER, W. / GYSGT / SECURITY CHIEF		X		<i>[Signature]</i>																														
BOARD MEMBER 3 BUCK, J. / SSGT / ADMIN CHIEF		X		<i>[Signature]</i>																														
COMMANDING OFFICER SIGNATURE																																		
AVERHART JR., J.T. / CW04 / COMMANDING OFFICER		X		20110121																														
APPROVED																																		
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL N/A POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 192																															
REMARKS: <i>Approved to maintain present status per CTA Zornal</i>																																		

BRIG FORM 4200.1, JAN 2011

CLASSIFICATION AND ASSIGNMENT REVIEW			REPORT DATE (YYYYMMDD) 20110128
INMATE NAME (LAST, FIRST MI.) MANNING, BRADLEY E.		SSN [REDACTED]	RCN [REDACTED]
CURRENT STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
CURRENT CHARGES: ARTICLE 92, 128, 134			
DISCIPLINARY REPORTS: NONE		OBSERVATION REPORTS: NONE	
WORK & TRAINING REPORTS: UN: 0 AV: 19 EX: 0 BA: 1 AA: 0 OS: 0		PSYCHIATRIC REVIEW: 20110128: RECOMMEND TO BE PLACED OFF POI	
RECOMMENDED STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD			
INMATE CHOOSES TO: / NOT TO: <i>Rem</i> APPEAR BEFORE BOARD.		INMATE SIGNATURE: <i>[Signature]</i>	
HIGHER CUSTODY FACTORS		LOWER CUSTODY FACTORS	
<input checked="" type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR <input type="checkbox"/> SERIOUS DRUG ABUSE <input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD <input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION <input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY <input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT <input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED <input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE <input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS <input checked="" type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS <input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S) <input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT <input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE <input type="checkbox"/> OTHER:		<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE <input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS <input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS <input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION <input type="checkbox"/> INDICATES THE INDIVIDUAL WISHES TO RETURN TO DUTY <input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR <input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT <input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS <input type="checkbox"/> OTHER: <input type="checkbox"/> OTHER: <input type="checkbox"/> OTHER:	
REMARKS: SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care. SND has demonstrated erratic behavior as recently as 18 January 2011. SND has a potential gender identity disorder and is pending a 706 sanity board hearing. On 18 January 2011, SND had an anxiety attack and began acting aggressively toward himself in the presence of the Brig OIC and Supervisor.			
BOARD MEMBER			
NAME / GRADE / TITLE	YES	NO	REMARKS
SENIOR BOARD MEMBER BLENIS, C. / GYSGT / PROGRAMS CHIEF	X		
BOARD MEMBER 2 FULLER, W. / GYSGT / SECURITY CHIEF	X		concur w/ col malone
BOARD MEMBER 3 JORDAN, R. / SSG / SENIOR COUNSELOR	X		
COMMANDING OFFICER		DATE (YYYYMM)	
BARNES, D. V. / CW02 / COMMANDING OFFICER		20110128	
APPROVAL			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 192
REMARKS: <i>Col. w/ board - mental health evaluation was reviewed and SND appears to be at moderate risk of self-harm</i> BRIG FORM 4200.1, JAN 2011 <i>per Col. Malone.</i>			

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (Y) 2011020	
INMATE NAME (LAST, FIRST MI.) MANNING, BRADLEY E.			SSN [REDACTED]	RCN [REDACTED]	
CURRENT STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / SQ-1 / A / 192	
CURRENT CHARGES: ARTICLE 92, 128, 134					
DISCIPLINARY REPORTS: NONE			OBSERVATION REPORTS: NONE		
WORK & TRAINING REPORTS: UN: 0 AV: 20 EX: 0 BA: 1 AA: 0 OS: 0			PSYCHIATRIC REVIEW: 20110203 : RECOMMEND TO BE PLACED OFF POI		
RECOMMENDED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL SQ-1 / A / 192	
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD					
INMATE CHOOSES TO: <u>BE</u> NOT TO: <u>APPEAR BEFORE BOARD.</u>			INMATE SIGNATURE: <u>[Signature]</u>		
HIGHER CUSTODY FACTORS			LOWER CUSTODY FACTORS		
<input checked="" type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR			<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE			<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD			<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION			<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY			<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT			<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINEE FILED			<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE			<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS			<input type="checkbox"/> OTHER:		
<input checked="" type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS			<input type="checkbox"/> OTHER		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)			<input type="checkbox"/> OTHER		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT			<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE			<input type="checkbox"/> OTHER		
<input type="checkbox"/> OTHER:			<input type="checkbox"/> OTHER		
REMARKS: SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care. SND has demonstrated erratic behavior as recently as 18 January 2011. SND has a potential gender identity disorder and is pending a 706 sanity board hearing. On 18 January 2011, SND had an anxiety attack and began acting aggressively toward himself in the presence of the Brig OIC and Supervisor.					
BOARD MEMBER VOTE					
NAME / GRADE / TITLE	YES	NO	REMARKS	SIGNATURE	
SENIOR BOARD MEMBER BLENIS, C. / GYSGT / PROGRAMS CHIEF	X			<u>[Signature]</u>	
BOARD MEMBER 2 FULLER, W. / GYSGT / SECURITY CHIEF	X			<u>[Signature]</u>	
BOARD MEMBER 3 JORDAN, R. / SSG / SENIOR COUNSELOR	X			<u>[Signature]</u>	
COMMANDING OFFICER APPROVAL	YES	NO	SIGNATURE	DATE (YYMMDD)	
BARNES, D. V. / CWO2 / COMMANDING OFFICER	X		<u>[Signature]</u>	20110204	
APPROVED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL P.O.I.		d. QUARTERS / ROW / CELL # SQ-1 / A / 192	
REMARKS:					

BRIG FORM 4200.1, JAN 2011

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (YYYYMM) 20110211	
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY E.			SSN [REDACTED]	RCN [REDACTED]	
CURRENT STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL SQ-1 / A / 192	
CURRENT CHARGES: ARTICLE 92, 128, 134					
DISCIPLINARY REPORTS: NONE			OBSERVATION REPORTS: NONE		
WORK & TRAINING REPORTS: UN: 0 AV: 20 EX: 0 BA: 1 AA: 9 OS: 0			PSYCHIATRIC REVIEW: 20110203: RECOMMEND TO BE PLACED OFF POI		
RECOMMENDED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 192	
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD					
INMATE CHOOSES TO: / NOT TO:			APPEAR BEFORE BOARD. INMATE SIGNATURE: <i>NOT AVAILABLE (Temporary Absence)</i>		
HIGHER CUSTODY FACTORS			LOWER CUSTODY FACTORS		
<input checked="" type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR			<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE			<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD			<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION			<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY			<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT			<input type="checkbox"/> COMPATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED			<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE			<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS			<input type="checkbox"/> OTHER		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIOS OR PSYCHOSIS			<input type="checkbox"/> OTHER		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)			<input type="checkbox"/> OTHER		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT			<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE			<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> OTHER			<input type="checkbox"/> OTHER		
REMARKS: SWD has previous demonstrated suicidal ideations + gestures. SWD has made written and verbal comments indicating potential suicidal action. SWD has stated that previous written + verbal statements may be false.					
BOARD MEMBER VOTE					
NAME / GRADE / TITLE		YES	NO	REMARKS	SIGNATURE
SENIOR BOARD MEMBER BLENIS, C. / GYSGT / PROGRAMS CHIEF		X			[Signature]
BOARD MEMBER 2 FULLER, W. / GYSGT / SECURITY CHIEF		X			[Signature]
BOARD MEMBER 3 JORDAN, R. / SSG / SENIOR COUNSELOR		X			[Signature]
COMMANDING OFFICER REVIEW		YES	NO	SIGNATURE	DATE (YYYYMMDD)
BARNES, D. V. / CWO2 / COMMANDING OFFICER				[Signature]	20110211
APPROVED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL P.O.I.		d. QUARTERS / ROW / CELL # SQ-1 / A / 192	
REMARKS:					

BRIG FORM 4200.1, JAN 2011

CLASSIFICATION AND ASSIGNMENT REVIEW				DATE: 20110218
INMATE NAME: MANNING, BRADLEY E.		LAST 4 SSN: [REDACTED]	RCN: [REDACTED]	
CURRENT STATUS				
CUSTODY LEVEL: MAX	STATUS: DET	ASSIGNED DETAIL: POI	QUARTERS / ROW / CELL: SQ-1/A / 192	
CURRENT CHARGES: ART 92, 128, 134				
DISCIPLINARY REPORTS		OBSERVATION REPORTS		
NONE		NONE		
WORK & TRAINING REPORTS		PSYCHIATRIC REVIEW		
UN: 0	AV: 20	EX: 0	20110218	
BA: 1	AA: 10	OS: 0		
STATUS TO BE REVIEWED				
CUSTODY LEVEL: MAX	STATUS: DET	ASSIGNED DETAIL: POI	QUARTERS / ROW / CELL: SQ-1/A / 192	
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD				
INMATE CHOOSES TO: [REDACTED] / NOT TO: [REDACTED]		INMATE SIGNATURE: [REDACTED]		
HIGHER CUSTODY FACTORS		LOWER CUSTODY FACTORS		
<input checked="" type="checkbox"/> SERIOUS DISRUPTIVE BEHAVIOR <input checked="" type="checkbox"/> SERIOUS DRUG ABUSE <input checked="" type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD <input checked="" type="checkbox"/> LOW TOLERANCE / FRUSTRATION <input checked="" type="checkbox"/> INTENT TO SELF-HARM OR HARM OF OTHERS <input checked="" type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY <input checked="" type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED <input checked="" type="checkbox"/> SERIOUS SENTENCE OR OTHER CONFINEMENT RECORD <input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS <input checked="" type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSES OR PSYCHOSES <input checked="" type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S) <input checked="" type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT <input checked="" type="checkbox"/> LENGTH OR POTENTIAL LENGTH SENTENCE <input checked="" type="checkbox"/> OTHER: <u>potential mental disorders</u>		<input type="checkbox"/> CLEAR MILITARY RECORD <input type="checkbox"/> CLOSE FAMILY TIES / GOOD HOME CONDITIONS <input type="checkbox"/> THE OFFENSE(S) CHARGED ARE NOT SERIOUS <input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION <input type="checkbox"/> INDICATIONS THAT THE INMATE WISHES TO RETURN TO CIVIL <input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT <input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT <input type="checkbox"/> COMPLETION OF OR ACTIVE PARTICIPATION TREATMENT PROGRAMS OR GROUPS OTHER: OTHER: OTHER: OTHER:		
REMARKS: SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care and has a potential gender identity disorder. While confined in Kuwait, SND made a note out of a bed sheet which was found in his cell. On 18 January 2011, SND had an anxiety attack and began acting aggressively toward himself in the presence of the Brig OIC and Supervisor. SND has made a potential written suicide ideation which he has claimed may have been false. SND currently states that he is not suicidal but has also stated that his written and verbal statements may have been false. SND was evaluated by Col Malone on 20110218. Col Malone annotated that SND's behavior and thought content is normal and his thinking process is clear. Col Malone annotated that SND does not need to be segregated from the general population due to a treatable mental disorder and that SND would need only routine further examination. Due to the nature of SND's charges and national security concerns, SND is potentially facing a severe sentence to confinement.				
BOARD MEMBER VOTE				
NAME / GRADE / TITLE	YES	NO	REMARKS	SIGNATURE
BLENS, C. M. / GYSGT / PROGRAMS CHIEF	X		Remain POI	[Signature]
FULLER, W. / GYSGT / OPS CHIEF	X		LONGER remain POI	[Signature]
JORDAN, R. J. / SSG / SENIOR COUNSELOR	X			[Signature]
COMMANDING OFFICER REVIEW				
BARNES, D. V. / CWO2 / BRIG OIC	✓		Concur	[Signature]
STATUS TO BE REVIEWED				
CUSTODY LEVEL: MAX	STATUS: DET	ASSIGNED DETAIL: POI	QUARTERS / ROW / CELL: SQ-1/A / 192	
REMARKS:				

CLASSIFICATION AND ASSIGNMENT REVIEW		DATE: 20110225	
INMATE NAME: MANNING, BRADLEY E.		LAST 4 SSN: [REDACTED]	RCN: [REDACTED]
CURRENT STATUS			
CUSTODY LEVEL: MAX	STATUS: DET	ASSIGNED DETAIL: POI	QUARTERS / ROW / CELL: SQ-1 / A / 192
CURRENT CHARGES: ART 92, 128, 134			
DISCIPLINARY REPORTS		OBSERVATION REPORTS	
NONE		NONE	
WORK & TRAINING REPORTS		PSYCHIATRIC REVIEW	
UN: 0 AV: 21 EX: 0 BA: 1 AA: 10 OS: 0		20110225	
STATUS TO BE REVIEWED			
CUSTODY LEVEL: MAX	STATUS: DET	ASSIGNED DETAIL: POI	QUARTERS / ROW / CELL: SQ-1 / A / 192
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD			
INMATE CHOOSES TO: <i>Be</i> / NOT TO: _____		INMATE SIGNATURE: <i>[Signature]</i>	
APPEAR BEFORE BOARD		APPEAR BEFORE BOARD	
INMATE CUSTODY FACTORS		INMATE CUSTODY FACTORS	
<input checked="" type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR <input checked="" type="checkbox"/> SERIOUS DRUG ABUSE <input checked="" type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD <input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION <input checked="" type="checkbox"/> INTENSIVE ACTING OUT OR DISUSE OF THE MILITARY <input checked="" type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY <input checked="" type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED <input checked="" type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST <input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS <input checked="" type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS <input checked="" type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S) <input checked="" type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT <input checked="" type="checkbox"/> LENGTH OR POTENTIAL LENGTH SENTENCE <input checked="" type="checkbox"/> OTHER: <i>REPEATED OFFENSES</i>		<input checked="" type="checkbox"/> CLEAR MILITARY RECORD <input checked="" type="checkbox"/> CLOSE FAMILY TIES / GOOD HOME CONDITIONS <input checked="" type="checkbox"/> THE OFFENSE(S) CHARGED ARE NOT SERIOUS <input checked="" type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION <input checked="" type="checkbox"/> INDICATIONS THAT THE INDIVIDUAL WISHES TO RETURN TO DUTY <input checked="" type="checkbox"/> A RELATIVELY SHORT SENTENCE TO CONFINEMENT <input checked="" type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT <input checked="" type="checkbox"/> COMPLETION OF OR ACTIVE PARTICIPATION IN TREATMENT PROGRAMS <input checked="" type="checkbox"/> OTHER: <i>POOR C.I. PREVIOUS INSTANT STATEMENTS</i> <input checked="" type="checkbox"/> OTHER: <i>NO SUICIDAL TENDENCIES</i> <input checked="" type="checkbox"/> OTHER:	
REMARKS: SNO has previous demonstrated suicidal ideations and gestures. SNO does not have strong family ties, and or relationships with immediate family. SNO requested to appear in front of the classification and assignment board, but had no new issues to bring to the board's attention, that were not already voiced in his previous appearances before the board. SNO was evaluated by Col Malone on 20110225. Col Malone annotated that SNO's behavior and thought content is normal and his thinking process is clear. Col Malone annotated that SNO does not need to be segregated from general population due to a treatable mental disorder and that SNO would only need routine examinations in the future. Col Malone stated that SNO remains in early full remission of an anxiety disorder. Col Malone is also tapering SNO off of his prescribed medications. Due to the nature of SNO's alleged charges and national security concerns, SNO is potentially facing a severe sentence to confinement.			
BOARD MEMBER VOTE			
NAME / GRADE / TITLE	YES	NO	REMARKS
FULLER, W. / GYSGT / OPS CHIEF	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>[Signature]</i> SNO DOES HAVE CUSTODY FACTORS BUT NONE REMAIN AT CURRENT CUSTODY AND STATUS
JORDAN, R. I. / SSG / SENIOR COUNSELOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<i>[Signature]</i> CONCUR
GARNETT, S. / SGT / ADMIN CHIEF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<i>[Signature]</i> CONCUR
BOARD CHAIRMAN / OFFICER IN CHARGE	YES	NO	REMARKS
BARNES, D. V. / CWO2 / BRIG OIC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<i>[Signature]</i> CONCUR
APPROVED STATUS			
CUSTODY LEVEL:	STATUS:	ASSIGNED DETAIL:	QUARTERS / ROW / CELL:
REMARKS: <i>Concurs with Board - SNO seems to be handling his stresses in a better fashion.</i>			

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (YYYYMMDD) 20110304	
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY E.			SSN	RCN	
CURRENT STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
CURRENT CHARGES: ARTICLE 92, 104, 134					
DISCIPLINARY REPORTS: NONE			OBSERVATION REPORTS: NONE		
WORK & TRAINING REPORTS: UN: 0 AV: 22 EX: 0 BA: 1 AA: 10 OS: 0			PSYCHIATRIC REVIEW: 20110304		
STATUS TO BE REVIEWED					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD					
INMATE CHOOSES TO: / NOT TO: <u>Den</u> APPEAR BEFORE BOARD.			INMATE SIGNATURE: <u>[Signature]</u>		
HIGHER CUSTODY FACTORS			LOWER CUSTODY FACTORS		
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR			<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE			<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD			<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION			<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY			<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT			<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED			<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE			<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS			<input type="checkbox"/> OTHER		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIOS OR PSYCHOSIS			<input type="checkbox"/> OTHER		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)			<input type="checkbox"/> OTHER		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT			<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE			<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> OTHER: <u>Pattern of erratic behavior</u>			<input type="checkbox"/> OTHER		
REMARKS: <u>See attached DD 2719.</u>					
BOARD MEMBER VOTE					
NAME / GRADE / TITLE		YES	NO	REMARKS	SIGNATURE
SENIOR BOARD MEMBER BLENIS, C. / GYSQT / PROGRAMS CHIEF		X		<u>See Denial POI</u>	<u>[Signature]</u>
BOARD MEMBER 2 FULLER, W. / GYSQT / SECURITY CHIEF		X		<u>Concur</u>	<u>[Signature]</u>
BOARD MEMBER 3 JORDAN, R. / SSG / SENIOR COUNSELOR		X		<u>Concur</u>	<u>[Signature]</u>
COMMANDING OFFICER REVIEW		YES	NO	REMARKS	DATE (YYYYMMDD)
BARNES, D. V. / CW02 / COMMANDING OFFICER		X		<u>See [Signature]</u>	20110304
APPROVED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL POI		d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
REMARKS: <u>Sub's behavior is still too erratic.</u>					

BRIG FORM 4200.1, JAN 2011

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CONTINUATION SHEET

REPORT DATE (YYYYMMDD)
20110304

1. TITLE OF FORM

Classification and Assignment Review

2. DD FORM

Brig Form 4200.1, Jan 2011

3. INMATE'S NAME (Last, First, Middle)

Manning, Bradley E.

4. SSN

[REDACTED]

5. ID NUMBER

[REDACTED]

Counselor notes : SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care and has a potential gender identity disorder. While confined in Kuwait, SND made a noose out of a bed sheet which was found in his cell. On 18 January 2011, SND had an anxiety attack and began acting aggressively toward himself in the presence of the Brig OIC and Supervisor. SND has made a potential written suicide ideation which he has claimed may have been false. SND currently states that he is not suicidal but has also stated that his written and verbal statements may have been false.

MIHU Notes: SND was evaluated by Col Malone on 20110304. Col Malone annotated that SND's risk assessment is low and that SND has been removed from all medications. (See attached behavioral health evaluation).

Offense Notes: Additional charges were preferred on 2 March 2011. Specifically SND was charged with violation of Article 104 (aiding the enemy) which carries a maximum punishment of death.

Additional notes: On 2 March 2011, SND made statements to the Brig Supervisor to the effect of "I'm allowed to have my underwear which, with the elastic band is the most dangerous piece of clothing". SND's comments have raised the concern that SND may be formulating a plan to potentially kill himself. On 3 March 2011, SND also made several statements to the Brig OIC re-iterating what he has previously stated to the C&A board. These statements addressed his written and verbal comments of potentially harming himself possibly being false.

C&A Board Notes: SND chose not to appear before the C&A Board. The C&A Board did recommend that SND's handling letter be changed to state "SNP/SND WILL receive correspondence material as requested, to include mail, legal papers, envelopes, DD510 forms, and one pencil or pen. Correspondence material will be removed from SND's cell when not in use." The Brig Supervisor concurs with the recommendation but will wait for the Brig OIC's final decision.

CLASSIFICATION AND ASSIGNMENT REVIEW			REPORT DATE (YYYYMMDD) 20110311
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY E.		SSN [REDACTED]	RCN [REDACTED]
CURRENT STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 191
CURRENT CHARGES: ARTICLE 92, 104, 134			
DISCIPLINARY REPORTS: NONE		OBSERVATION REPORTS: NONE	
WORK & TRAINING REPORTS: UN: 0 AV: 23 EX: 0 BA: 1 AA: 10 OS: 0		PSYCHIATRIC REVIEW: 20110311	
STATUS TO BE REVIEWED			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 191
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD			
INMATE CHOOSES TO: / NOT TO: <u>RYM</u> APPEAR BEFORE BOARD. INMATE SIGNATURE: [REDACTED]			
HIGHER CUSTODY FACTORS		LOWER CUSTODY FACTORS	
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR	<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE	<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD	<input type="checkbox"/> THE OFFENSE(s) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF DISCIPLINATION	<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISRUPT OF THE MILITARY	<input type="checkbox"/> INDICATES THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT	<input type="checkbox"/> CONSIDERATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED	<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE	<input type="checkbox"/> COMPLETION OF OR ACTIVE PARTICIPATION IN TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS	<input type="checkbox"/> OTHER		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS	<input type="checkbox"/> OTHER		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)	<input type="checkbox"/> OTHER		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT	<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> LENGTH OR POTENTIAL LENGTH OF SENTENCE	<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> OTHER: <u>Pattern of erratic behavior</u>	<input type="checkbox"/> OTHER		
REMARKS: DO 2719 attached			
BOARD MEMBER VOTE			
NAME / GRADE / TITLE	YES	NO	SIGNATURE
SENIOR BOARD MEMBER BLEMS, C. / GYSGT / PROGRAMS CHIEF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	[Signature]
BOARD MEMBER 2 JORDAN, R. / SSG / SENIOR COUNSELOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	[Signature]
BOARD MEMBER 3 TERRY, M. / SSGT / DBS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	[Signature]
COMMANDING OFFICER REVIEW	YES	NO	SIGNATURE DATE (YYYYMMDD)
BARNES, D. V. / CWO2 / COMMANDING OFFICER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	[Signature] 20110311
APPROVED STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 191
REMARKS:			

CONTINUATION SHEET

REPORT DATE (YYYYMMDD)
20110311

1. TITLE OF FORM

Classification and Assignment Review

2. DD FORM

Brig Form 4200.1, Jan 2011

3. INMATE'S NAME (Last, First, Middle)

Manning, Bradley E.

4. SSN

5. ID NUMBER

Counselor notes: SND has previous demonstrated suicidal ideations and gestures. SND was transferred from TFCF Camp Arifjan due to the lack of specialized mental health care and has a potential gender identity disorder. While confined in Kuwait, SND made a noose out of a bed sheet which was found in his cell. On 18 January 2011, SND had an anxiety attack and began acting aggressively toward himself in the presence of the Brig OIC and Supervisor. SND has made a potential written suicide ideation which he has claimed may have been false. SND currently states that he is not suicidal but has also stated that his written and verbal statements may have been false.

MIHU Notes: SND was evaluated by Col Malone on 20110311. Col Malone annotated that SND's anxiety disorder remains in remission and SND remains medication free. Col Malone notes that SND's risk assessment remains low for suicide/self harm and he could benefit from books, games and magazines. (See attached behavioral health evaluation).

Offense Notes: Additional charges were preferred on 2 March 2011. Specifically SND was charged with violation of Article 104 (aiding the enemy) which carries a maximum punishment of death.

Additional notes: On 2 March 2011, SND made statements to the Brig Supervisor to the effect of "I'm allowed to have my underwear which, with the elastic band is the most dangerous piece of clothing". On 3 March 2011, SND also made several statements to the Brig OIC re-iterating what he has previously stated to the C&A board, in terms of statements possibly being false regarding whether or not he intends to kill himself.

C&A Board Notes: N/A

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (YYYYMMDD) 20110318	
INMATE NAME (LAST, FIRST MI.) MANNING, BRADLEY E.			SSN [REDACTED]		RCN [REDACTED]
CURRENT STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
CURRENT CHARGES: ARTICLE 92, 104, 134					
DISCIPLINARY REPORTS: NONE			OBSERVATION REPORTS: NONE		
WORK & TRAINING REPORTS: UN: 0 AV: 23 EX: 0 BA: 1 AA: 10 OS: 0			PSYCHIATRIC REVIEW: 20110318		
STATUS TO BE REVIEWED					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD					
INMATE CHOOSES TO: <u>PSM</u> / NOT TO APPEAR BEFORE BOARD.				INMATE SIGNATURE: 	
HIGHER CUSTODY FACTORS			LOWER CUSTODY FACTORS		
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR			<input type="checkbox"/> CLEAR MILITARY RECORD, ACIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE			<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD			<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION			<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> EXTENSIVE ACTING OUT / DISOBEY OF THE MILITARY			<input type="checkbox"/> INDICATION THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT			<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / UNLAWFUL FILED			<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE			<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS			<input type="checkbox"/> OTHER		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS			<input type="checkbox"/> OTHER		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)			<input type="checkbox"/> OTHER		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT			<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE			<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> OTHER <u>Pattern of disruptive behavior</u>			<input type="checkbox"/> OTHER		
REMARKS: <u>see attached DD2719</u>					
BOARD MEMBER VOTE					
NAME / GRADE / TITLE		YES	NO	REMARKS	SIGNATURE
SENIOR BOARD MEMBER BLENIS, C. / GYSGT / PROGRAMS CHIEF		X		Concur w/ POI	
BOARD MEMBER 2 JORDAN, R. / SSG / SENIOR COUNSELOR		X		Concur	
BOARD MEMBER 3 TERRY, M. / SSGT / DBS		X		Concur	
COMMANDING OFFICER REVIEW		YES	NO	SIGNATURE	DATE (YYYYMMDD)
BARNES, D. V. / CWO2 / COMMANDING OFFICER		X			20110318
APPROVED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS POI	c. ASSIGNED DETAIL NONE		d. QUARTERS / ROW / CELL # 191	
REMARKS: <u>SNB'S DOMESTIC ABUSE HAS BECOME EXCLUDED FROM THE MAJORITY OF THE BULK STAFF AND PREVIOUS VISITORS.</u>					

BRIG FORM 4200.1, JAN 2011

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CONTINUATION SHEET

REPORT DATE (YYYYMMDD)
20110318

1. TITLE OF FORM

Classification and Assignment Review

2. DD FORM

Brig Form 4200.1, Jan 2011

3. INMATE'S NAME (Last, First, Middle)

Manning, Bradley E.

4. SSN

5. ID NUMBER

Counselor notes: SND has previously demonstrated suicidal ideations and gestures. While confined in Kuwait, SND made a noose out of a bed sheet which was found in his cell. SND has demonstrated aggression toward himself in the presence of the Brig OIC and Supervisor. SND has made a potential written suicide ideation which he has claimed may have been false. SND currently states that he is not suicidal but has also stated that his written and verbal statements may be false.

- SND made statements to the Brig Supervisor to the effect of "I'm allowed to have my underwear which, with the elastic band is the most dangerous piece of clothing".

- SND has recently began to isolate himself, showing limited to no interest in conversation with staff or his counselor and requested to have 18 names removed from his mail and visitation list including several individuals who have repeatedly come to visit with SND.

MHU Notes: SND was evaluated by Col Malone on 20110318. (See attached behavioral health evaluation).

Offense Notes: SND is charged with violation of Article 104 (aiding the enemy) which carries a maximum punishment of death.

Additional notes: NONE

C&A Board Notes: NONE

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (YYYYMMDD) 20110325
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY E.		SSN [REDACTED]		RCN [REDACTED]
CURRENT STATUS				
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 191
CURRENT CHARGES: ARTICLE 92, 104, 134				
DISCIPLINARY REPORTS: NONE		OBSERVATION REPORTS: (1) 20110316 (ADVERSE)		
WORK & TRAINING REPORTS: UN: 0 AV: 23 EX: 0 BA: 1 AA: 11 OS: 0		PSYCHIATRIC REVIEW: 20110325		
STATUS TO BE REVIEWED				
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 191
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD				
INMATE CHOOSES TO: _____ / NOT TO: _____ APPEAR BEFORE BOARD.			INMATE SIGNATURE: NOT AVAILABLE (T/A)	
HIGHER CUSTODY FACTORS		LOWER CUSTODY FACTORS		
<input type="checkbox"/> AGGRESSIVE / DISRUPTIVE BEHAVIOR		<input type="checkbox"/> CLEAN MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> DELIBERATE ABUSE		<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD		<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION		<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR OBLIQUE OF THE MILITARY		<input type="checkbox"/> INDICATES THE INDIVIDUAL WISHES TO RETURN TO CIVIL		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT		<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED		<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE		<input type="checkbox"/> ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS		<input type="checkbox"/> OTHER		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS		<input type="checkbox"/> OTHER		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)		<input type="checkbox"/> OTHER		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT		<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE		<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> OTHER: see attached		<input type="checkbox"/> OTHER		
REMARKS: see attached 2719				
BOARD MEMBER VOTE				
NAME / GRADE / TITLE	YES	NO	REMARKS	SIGNATURE
SENIOR BOARD MEMBER BLENIS, C. / GYSGT / PROGRAMS CHIEF	x		Rec. Mannin P.O.I	[Signature]
BOARD MEMBER 2 FULLER, W. / GYSGT / OPERATIONS CHIEF	y		Concur	[Signature]
BOARD MEMBER 3 JORDAN, R. / SSG / SENIOR COUNSELOR	y		Concur	[Signature]
COMMANDING OFFICER REVIEW	YES	NO	SIGNATURE	DATE (YYYYMMDD)
BARNES, D. V. / CWO2 / COMMANDING OFFICER	✓		[Signature]	20110325
APPROVED STATUS				
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL P.O.I.		d. QUARTERS / ROW / CELL # SQ-1 / A / 191
REMARKS:				

CONTINUATION SHEET

REPORT DATE (YYYYMMDD)
20110325

1. TITLE OF FORM

Classification and Assignment Review

2. DD FORM

Brig Form 4200.1, Jan 2011

3. INMATE'S NAME (Last, First, Middle)
Manning, Bradley E.

4. SSN

5. ID NUMBER

Counselor notes: SND has continued to show little interest in discussion and aside from 20110322 during his weekly interview, he has appeared more somber than usual.

MHU Notes: SND was not evaluated on 20110325 due to temporary absence.

Offense Notes: SND is charged with violation of Article 104 (aiding the enemy) which carries a maximum punishment of death.

Additional notes: SND has previously demonstrated suicidal ideations and gestures. While confined in Kuwait, SND made a noose out of a bed sheet which was found in his cell. SND has demonstrated aggression toward himself in the presence of the Brig OIC and Supervisor. SND has made a potential written suicide ideation which he has claimed may have been false. SND currently states that he is not suicidal but has also stated that his written and verbal statements may be false.

- SND made statements to the Brig Supervisor to the effect of "I'm allowed to have my underwear which, with the elastic band is the most dangerous piece of clothing".

- SND has recently began to isolate himself, showing limited to no interest in conversation with staff or his counselor and requested to have 18 names removed from his mail and visitation list, including several individuals who have repeatedly come to visit with ~~sublin~~

C&A Board Notes: SND was not able to request to appear before the C&A Board due to temporary absence.

CLASSIFICATION AND ASSIGNMENT REVIEW			REPORT DATE (YYYYMMDD) 20110401
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY E.		SSN [REDACTED]	RCN [REDACTED]
CURRENT STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADMINISTRATIVE SECRETARIAT PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 191
CURRENT CHARGES: ARTICLE #2, 104, 134			
DISCIPLINARY REPORTS: NONE		OBSERVATION REPORTS: (1) 20110316 (ADVERSE)	
WORK & TRAINING REPORTS: UN: 0 AV: 24 EX: 0 BA: 1 AA: 11 OS: 0		PSYCHIATRIC REVIEW: 20110401	
STATUS TO BE REVIEWED			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADMINISTRATIVE SECRETARIAT PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 191
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD			
INMATE CHOOSES TO: / NOT TO: REM		INMATE SIGNATURE: [Signature]	
HIGH CUSTODY FACTORS		LOW CUSTODY FACTORS	
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR	<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE	<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD	<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION	<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR OSLIKE OF THE MILITARY	<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT	<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED	<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE	<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS	<input type="checkbox"/> OTHER		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS	<input type="checkbox"/> OTHER		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)	<input type="checkbox"/> OTHER		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT	<input type="checkbox"/> OTHER		
<input type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE	<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> OTHER: Breaks down communication with staff	<input type="checkbox"/> OTHER		
REMARKS: SMD HAS BEEN VERY GUARDED WITH STAFF			
BOARD MEMBER VOTE			
NAME / GRADE / TITLE	YES	NO	REMARKS
SENIOR BOARD MEMBER FULLER, W. / GYSGT / OPERATIONS CHIEF	Y		Recommendation and the same custody / status
BOARD MEMBER 2 JORDAN, R. / SSG / SENIOR COUNSELOR	X		Concur
BOARD MEMBER 3 TERRY, M. / SSGT / DBS	X		Concur
COMMANDING OFFICER REVIEW	YES	NO	SIGNATURE
BARNES, D. V. / CW02 / COMMANDING OFFICER	Y		[Signature]
DATE (YYYYMMDD) 20110401			
APPROVED STATUS			
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADSEC POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 191
REMARKS: SMD's mood has been somber. There is no detailed criminal background as of the past. No life contract. Last, 1992, not requested any special accommodations, has not been appearing in front of the Board to give input to make a difference.			

BRIG FORM 4200.1, JAN 2011

CONTINUATION SHEET

REPORT DATE (YYYYMMDD)
20110401

1. TITLE OF FORM

Classification and Assignment Review

2. DD FORM

Brig Form 4200.1, Jan 2011

3. INMATE'S NAME (Last, First, Middle)

Manning, Bradley E.

4. SSN

[REDACTED]

5. ID NUMBER

[REDACTED]

Counselor notes: SND has remains with drawn, and continues to not engage in discussion. SND has recently been counseled about his attitude and conduct towards staff

MHU Notes: SND was reviewed by the Brig Psychiatrist on 110401. (See attached behavioral health evaluation).

Offense Notes: SND is charged with violation of Article 104 (aiding the enemy) which carries a maximum punishment of death.

Additional notes: SND has previously demonstrated suicidal ideations and gestures. While confined in Kuwait, SND made a noose out of a bed sheet which was found in his cell. SND has demonstrated aggression toward himself in the presence of the Brig OIC and Supervisor. SND has previously made statements that raise concern over his potential for self harm. SND has not given definite answers and that his statements may or not be false.

- SND continues to isolate himself, showing limited to no interest in conversation with staff or his counselor and requested to have 18 names removed from his mail and visitation list, including several individuals who have repeatedly come to visit with SND.

C&A Board Notes:

CLASSIFICATION AND ASSIGNMENT REVIEW				REPORT DATE (YYYYMM) 20110408	
INMATE NAME (LAST, FIRST MI) MANNING, BRADLEY E.			SSN	RCN	
CURRENT STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADMINISTRATIVE SEGREGATION PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
CURRENT CHARGES: ARTICLE 82, 104, 134					
DISCIPLINARY REPORTS: NONE			OBSERVATION REPORTS: (1) 20110316 (ADVERSE)		
WORK & TRAINING REPORTS: UN: 0 AV: 28 EX: 0 BA: 1 AA: 11 OS: 0			PSYCHIATRIC REVIEW: 20110408		
STATUS TO BE REVIEWED					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADMINISTRATIVE SEGREGATION PREVENTION OF INJURY		d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD					
INMATE CHOOSES TO: / NOT TO: <i>BE</i> APPEAR BEFORE BOARD.			INMATE SIGNATURE: <i>[Signature]</i>		
HIGHER CUSTODY FACTORS			LOWER CUSTODY FACTORS		
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR			<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE			<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD			<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION			<input type="checkbox"/> APPARENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY			<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT			<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED			<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE			<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT			<input type="checkbox"/> OTHER:		
<input type="checkbox"/> LENGTH, OR POTENTIAL LENGTH, OF SENTENCE			<input type="checkbox"/> OTHER:		
<input checked="" type="checkbox"/> OTHER <i>Broken down communication with staff</i>			<input type="checkbox"/> OTHER:		
REMARKS:					
BOARD MEMBER VOTE					
NAME / GRADE / TITLE		YES	NO	REMARKS	SIGNATURE
SENIOR BOARD MEMBER BLENIS, C. / GYSGT / PROGRAMS CHIEF		X			<i>[Signature]</i>
BOARD MEMBER 2 FULLER, W. / GYSGT / OPERATIONS CHIEF		X		<i>concur</i>	<i>[Signature]</i>
BOARD MEMBER 3 JORDAN, R. / SSG / SENIOR COUNSELOR		X		<i>concur</i>	<i>[Signature]</i>
COMMANDING OFFICER REVIEW		YES	NO	SIGNATURE	DATE (YYYYMMDD)
BARNES, D. V. / CWO2 / COMMANDING OFFICER					20110408
APPROVED STATUS					
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADSG7 POI		d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
REMARKS:					

CONTINUATION SHEET

REPORT DATE (YYYYMMDD)
20110408

1. TITLE OF FORM

Classification and Assignment Review

2. DD FORM

Brig Form 4200.1, Jan 2011

3. INMATE'S NAME (Last, First, Middle)

Manning, Bradley E.

4. SSN

5. ID NUMBER

Counselor notes: SND remains withdrawn, and continues to not engage in discussion. SND avoids any unnecessary interaction with staff and no longer attempts to maintain eye contact.

MHU Notes: SND was reviewed by the Brig Psychiatrist on 110408. (See attached behavioral health evaluation).

Offense Notes: SND is charged with violation of Article 104 (aiding the enemy) which carries a maximum punishment of death.

Additional notes: SND has previously demonstrated suicidal ideations and gestures. While confined in Kuwait, SND made a noose out of a bed sheet which was found in his cell. SND has demonstrated aggression toward himself in the presence of the Brig OIC and Supervisor. SND has previously made statements that raise concern over his potential for self harm. SND has not given definite answers and that his statements may or not be false.

- SND continues to isolate himself, showing limited to no interest in conversation with staff or his counselor.

- SND requested to have 18 names removed from his mail and visitation list, including several individuals who have repeatedly come to visit with SND.

C&A Board Notes: SND chose not to appear before the C&A board although he was afforded the opportunity.

CLASSIFICATION AND ASSIGNMENT REVIEW			REPORT DATE (YYYYMMDD) 20110415	
INMATE NAME (LAST, FIRST MI.) MANNING, BRADLEY E.		SSN [REDACTED]	RCN [REDACTED]	
CURRENT STATUS CURRENT STATUS: 10110415				
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADMINISTRATIVE SEGREGATION PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
CURRENT CHARGES: ARTICLE 92, 104, 134				
DISCIPLINARY REPORTS: NONE		OBSERVATION REPORTS: (1) 20110316 (ADVERSE)		
WORK & TRAINING REPORTS: UN: 0 AV: 26 EX: 0 BA: 1 AA: 11 OS: 0		PSYCHIATRIC REVIEW: 20110415		
STATUS TO BE REVIEWED				
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADMINISTRATIVE SEGREGATION PREVENTION OF INJURY	d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
INMATE SELECTION TO APPEAR BEFORE CLASSIFICATION AND ASSIGNMENT BOARD				
INMATE CHOOSES TO: / NOT TO: <i>PER</i> APPEAR BEFORE BOARD.			INMATE SIGNATURE: <i>[Signature]</i>	
HIGHER CUSTODY FACTORS		LOWER CUSTODY FACTORS		
<input type="checkbox"/> ASSAULTIVE / DISRUPTIVE BEHAVIOR		<input type="checkbox"/> CLEAR MILITARY RECORD, ASIDE FROM PRESENT OFFENSE		
<input type="checkbox"/> SERIOUS DRUG ABUSE		<input type="checkbox"/> CLOSE FAMILY TIES, GOOD HOME CONDITIONS		
<input type="checkbox"/> SERIOUS CIVIL / MILITARY CRIMINAL RECORD		<input type="checkbox"/> THE OFFENSE(S) CHARGED IS NOT SERIOUS		
<input checked="" type="checkbox"/> LOW TOLERANCE OF FRUSTRATION		<input type="checkbox"/> A PATIENTLY STABLE MENTAL CONDITION		
<input type="checkbox"/> INTENSIVE ACTING OUT OR DISLIKE OF THE MILITARY		<input type="checkbox"/> INDICATIONS THE INDIVIDUAL WISHES TO RETURN TO DUTY		
<input type="checkbox"/> INDICATION OF UNWILLINGNESS TO ACCEPT RESPONSIBILITY FOR PERSONAL ACTIONS PAST AND PRESENT		<input type="checkbox"/> COMPARATIVELY SHORT SENTENCE TO CONFINEMENT, HOWEVER, LENGTH OF SENTENCE SHALL NOT BE AN OVERRIDING FACTOR		
<input type="checkbox"/> PENDING CIVIL CHARGES / DETAINER FILED		<input type="checkbox"/> BEHAVIOR DURING A PREVIOUS CONFINEMENT		
<input type="checkbox"/> SERVING A SENTENCE WHICH THE INDIVIDUAL CONSIDERS TO BE UNJUST OR SEVERE		<input type="checkbox"/> COMPLETION OF, OR ACTIVE PARTICIPATION IN, TREATMENT PROGRAMS OR GROUPS		
<input checked="" type="checkbox"/> POOR HOME CONDITIONS OR FAMILY RELATIONSHIPS		<input type="checkbox"/> OTHER		
<input type="checkbox"/> A MENTAL EVALUATION INDICATING SERIOUS NEUROSIS OR PSYCHOSIS		<input type="checkbox"/> OTHER		
<input type="checkbox"/> HISTORY OF PREVIOUS ESCAPE(S)		<input type="checkbox"/> OTHER		
<input type="checkbox"/> DEMONSTRATED PATTERN OF POOR JUDGEMENT		<input type="checkbox"/> OTHER		
<input checked="" type="checkbox"/> LENGTH OR POTENTIAL LENGTH OF SENTENCE		<input type="checkbox"/> OTHER		
<input type="checkbox"/> OTHER		<input type="checkbox"/> OTHER		
REMARKS:				
BOARD MEMBER VOTE				
NAME / GRADE / TITLE	YES	NO	REMARKS	SIGNATURE
SENIOR BOARD MEMBER Fuller, W. / CSM / OPS chief	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Based on Custody Factors and Current Assessment, Recommend Max / POI	<i>[Signature]</i>
BOARD MEMBER 2 Buck, J. / SSGT / ACA Manager	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<i>[Signature]</i>
BOARD MEMBER 3 Jordan, A. / SSG / Senior Counselor	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<i>[Signature]</i>
COMMANDING OFFICER REVIEW		YES	NO	SIGNATURE
BARNES, D. V. / CWO2 / COMMANDING OFFICER		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<i>[Signature]</i> 20110415
APPROVED STATUS				
a. CUSTODY LEVEL MAX	b. STATUS DET	c. ASSIGNED DETAIL ADJEX / POI	d. QUARTERS / ROW / CELL # SQ-1 / A / 191	
REMARKS: <i>SNJ remains guarded. Spoke to SNJ on 20110411 regarding being more open and engaging in communication in efforts to adjust handling but no change has been seen. SNJ has not spoken to me about turning to POI although I explained what the 25 would do.</i>				

BRIG FORM 4300.1, JAN 2011

Page 1 of 2

CONTINUATION SHEET

REPORT DATE (YYYYMMDD)
20110415

1. TITLE OF FORM

Classification and Assignment Review

2. DD FORM

Brig Form 4200.1, Jan 2011

3. INMATE'S NAME (Last, First, Middle)

Manning, Bradley E.

4. SSN

[REDACTED]

5. ID NUMBER

[REDACTED]

Counselor notes: SND was more open to discussion this week and appeared to be in a good mood. SND's demeanor was calm and relaxed and he seemed very comfortable when speaking.

- Although SND's handling letter was modified on 110411 to allow him to have note taking gear while reading during the day, SND has not taken advantage of this new modification. SND did express his desire to take notes while reading in his cell.

MHU Notes: SND was reviewed by the Brig Psychiatrist on 110415. (See attached behavioral health evaluation). SND was also seen by Dr Yeaw, a behavioral health specialist, on 110412.

Offense Notes: SND is charged with violation of Article 104 (aiding the enemy) which carries a maximum punishment of death.

Additional notes: SND has previously demonstrated suicidal ideations and gestures. While confined in Kuwait, SND made a noose out of a bed sheet which was found in his cell. SND has demonstrated aggression toward himself in the presence of the previous Brig OIC. SND has previously made statements that raise concern over his potential for self harm. SND currently states that he is not suicidal, but SND has also stated that his statements may be false.

- SND received two personal visitors this past weekend. SND has made no personal phone calls or sent any letters since his last review. SND did not receive any personal letters during the past week.

- SND requested to have 18 names removed from his mail and visitation list, including several individuals who have repeatedly come to visit with SND.

- Aside from speaking with his counselor, SND remains reclusive towards Brig staff.

C&A Board Notes: Although afforded the opportunity, SND chose not to appear before the C&A Board.

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Enclosure 33

17 August 2012

DEPARTMENT OF THE NAVY
VOLUNTARY STATEMENT

1. PLACE
MCCDC QUANTICO BASE BRIG
2. DATE
20110118

I, LCPL TANKERSLEY, make the following

free and voluntary statement to MSGT PAPAKIE

whom I know to be BRIG SUPERVISOR

I make this statement of my own free will and without any threats or promises extended to me. I fully understand that this statement is given concerning my knowledge of

THE INCIDENT CONCERNING MAX/DET MANNING [REDACTED] SIR, ON THE ABOVE DATE WHILE PERFORMING MY DUTIES AS ESCORT, I, LCPL TANKERSLEY PUT SND IN FULL RESTRAINTS. UPON WALKING OUT OF HIS CELL SND STOPPED AND STARTED LOOKING AROUND. I TOLD SND TO FACE THE DOOR. SND FACED THE DOOR WITHOUT RESPONDING. I INFORMED SND THAT WHENEVER A GUARD GIVES HIM AN ORDER, HE IS TO RESPOND IN THE CORRECT MANNER. (AYE AYE, RANK OF PERSON) SND THEN SAID HE DOESNT UNDERSTAND. GM2 WEBB, THE DBS, TRIED TO INFORM SND THAT WHEN A GUARD GIVES HIM AN ORDER, HE NEEDS TO RESPOND IN THE CORRECT WAY. SND THEN STARTED BREATHING HARD AND WAS SAYING I DON'T KNOW MULTIPLE TIMES. SND THEN CALMED DOWN AND GM2 WEBB ASKED SND IF HE WAS READY TO CONTINUE HIS RECREATION CALL. SND SAID YES AND WE (GM2 WEBB, LCPL CLINE, AND MYSELF), ESCORTED SND TO DORM ONE. ONCE IN DORM ONE I TOOK THE RESTRAINTS OFF SND AFTER I TOOK THE HAND RESTRAINTS OFF SND, HE FELL BACKWARDS INTO THE SITTING POSITION. GM2 WEBB AND MYSELF REACHED TO HELP SND, BUT SND GOT BACK UP ON HIS OWN. I GRABBED SND'S ARM TO HELP HIM AND SND SHOOK IT OFF WHILE MOVING TOWARDS A FITNESS MACHINE IN A QUICK MANNER. WHEN REACHING THE FITNESS MACHINE HE GOT BEHIND IT, LEANED ON IT, COVERED HIS FACE, AND STARTED CRYING. AT THIS TIME GM2 WEBB CALLED FOR THE SECURITY CHIEF, GYSGT FULLER, TO COME TO HIS LOCATION IN DORM ONE. SND THEN STATED IM SORRY, IM SORRY. AFTER THAT GYSGT FULLER ARRIVED E.O.S

RESPECTFULLY SUBMITTED

[Signature]

[Signature]

DEPARTMENT OF THE NAVY

VOLUNTARY STATEMENT

1. PLACE

MCCDC QUANTICO BASE BRIG

2. DATE

20110118

I, CPL RACCULIA, make the followingfree and voluntary statement to MSGT PAPAKIEwhom I know to be BRIG SUPERVISOR

I make this statement of my own free will and without any threats or promises extended to me. I fully understand that this

statement is given concerning my knowledge of

THE INCIDENT THAT OCCURED DURING THE RECREATION CALL FOR MAX/DET MANNING

WHILE PERFORMING MY DUTIES AS MASTER CONTROL NCO I WAS WATCHING SND BE ESCORTED TO DORM 1 BY DBS GM2 WEBB, LCPL TANKERSLEY AND LCPL CLINE. AFTER LCPL TANKERSLEY REMOVED ALL OF THE RESTRAINTS I WITNESSED SND SLOWLY FALL BACKWARDS INTO A-SITTING POSITION. DBS GM2 WEBB AND LCPL TANKERSLEY REACHED OUT TO HELP SND AS HE WAS FALLING. ONCE ON THE GROUND SND JUMPED UP AND RAN AWAY FROM THE GUARDS. SND WENT AND HID BEHIND AN EXERCISE MACHINE AND COVERED HIS FACE WITH BOTH OF HIS HANDS. THE SECURITY CHIEF GYSGT FULLER WAS NOTIFIED AND HE WENT TO DORM 1 E.O.S.

RESPECTFULLY SUBMITTED:

RACCULIA COL/USMC/II

DEPARTMENT OF THE NAVY
VOLUNTARY STATEMENT

1. PLACE

MCCDC QUANTICO BASE BRIG

2. DATE

20110118

I, LCPL CLINE, make the following

free and voluntary statement to MSGT PAPAII

whom I know to be BRIG SUPERVISOR

I make this statement of my own free will and without any threats or promises extended to me. I fully understand that this

statement is given concerning my knowledge of
THE INCIDENT CONCERNING MAX/DET MANNING [REDACTED] WHILE PERFORMING MY DUTIES
AS AN ESCORT I WITNESSED SND HAVE AN OUTBURST INSIDE SQ-1. SND WAS TOLD BY LCPL
TANKERSLEY THAT WHEN HE RECEIVES AN ORDER FROM A GUARD HE IS TO RESPOND BY
SAYING, "AYE" FOLLOWED BY THE RANK OF THE GUARD. SND DID NOT RESPOND AND WHEN
HE WAS TOLD AGAIN SND BEGAN TO BREATHE HEAVILY AND SAY HE DOESN'T UNDERSTAND
WHY SEVERAL TIMES. SND THEN TOLD DBS GM2 WEBB HE COULDN'T THINK OF THE WORD HE
WAS LOOKING FOR. SND WAS THEN ASKED IF HE WAS READY TO CONTINUE WITH HIS
RECREATION CALL. IN RESPONSE SND YELLED, "NO. STOP" AT WHICH POINT DBS GM2 WEBB
TOLD HIM NOT TO YELL AND TO CALM DOWN. SND WAS AGAIN ASKED IF HE WAS READY FOR
HIS RECREATION CALL AND SND RESPONDED YES. SND WAS THEN ESCORTED TO DORM 1 BY
DBS GM2 WEBB, LCPL TANKERSLEY, AND MYSELF. WHILE REMOVING THE RESTRAINTS FROM
SND LCPL TANKERSLEY TOLD SND NOT TO MOVE. SND DID NOT REPLY AND WAS ONCE AGAIN
COUNSELED ON THE MATTER. AFTER BEING TOLD THIS SND BEGAN SHAKING AND ONCE ALL
OF THE RESTRAINTS WERE REMOVED HE FELL BACKWARDS AND SAT ON THE GROUND AS IF HE
PASSED OUT. DBS GM2 WEBB AND LCPL TANKERSLEY REACHED OUT TO HELP SND WHEN HE
JUMPED UP AND SHOOK HIS ARM AWAY FROM THE GUARDS. SND RAN BEHIND AN EXERCISE
MACHINE AT WHICH POINT SND SAID, "LEAVE ME ALONE." SND THEN PUT HIS HANDS OVER HIS
FACE AND BEGAN TO CRY. DBS GM2 WEBB NOTIFIED THE SECURITY CHIEF GYSGT FULLER WHO
CAME TO DORM 1. E.O.S.

DEPARTMENT OF THE NAVY

VOLUNTARY STATEMENT

1. PLAL

QUANTICO BASE BRIG

2. DATE

2011 01 18

I, GYSGT FULLER, WILLIAM R., make the following

free and voluntary statement to MSGT PAKAKIE, BRIAN

whom I know to be QUANTICO PRE-TRIAL CONFINEMENT FACILITY SUPERVISOR

I make this statement of my own free will and without any threats or promises extended to me. I fully understand that this statement is given concerning my knowledge of

DETAINEE MANNING, BRADLEY'S CONDUCT WHILE ON RECREATION CALL.

ON THE ABOVE DATE, ON OR ABOUT 1000, I WAS APPROACHED BY LCPL ARTILLIES. HE SAID THAT THE DUTY BRIG SUPERVISOR (DBS), GM2 WEBB NEEDED ME RIGHT AWAY IN DORM 1. I IMMEDIATELY MADE MY WAY TO DORM 1. AS I ARRIVED I NOTICED THAT DETAINEE MANNING WAS SITTING IN A CHAIR AND THAT HE WAS NOTICEABLY DISTRAUGHT. GM2 WEBB, LCPL ARTILLIES, LCPL CLINE, AND LCPL TANKERSLEY WERE ALL PRESENT. GM2 WEBB EXPLAINED TO ME THAT DETAINEE MANNING HAD BEEN TAKEN FROM SPECIAL QUARTERS TO DORM 1 FOR RECREATION CALL AND THAT AFTER THEY REMOVED HIS RESTRAINTS HE FELL TO THE DECK. HE STATED THAT HE WASN'T SURE WHAT HAPPENED OR WHY SMD FELL BUT SAID THAT AFTER HE FELL, MANNING WAS HELPED UP AND THEN RAN TO THE OTHER SIDE OF THE DORM AWAY FROM THE STAFF MEMBERS.

AFTER I TALKED TO GM2 WEBB I WENT TO MANNING AND BEGAN TALKING CALMLY TO HIM TO FIND OUT WHAT WAS GOING ON. DURING OUR CONVERSATION IT APPEARED THAT HE HAD A HARD TIME BREATHING, AS IF HE WAS IN A PANIC, AND THAT HE WAS SHAKING UNCONTROLLABLY. HE ALSO HAD SLURRED SPEECH AND HAD A DIFFICULT TIME SPEAKING CLEARLY. AFTER I STARTED TALKING TO HIM, HE BEGAN TO TRY TO EXPLAIN WHAT WAS BOTHERING HIM. HIS THOUGHTS WERE NOT COHERENT AT FIRST AND I REALLY COULDN'T GET A CLEAR REASON AS TO WHY HE PANICKED, BUT AFTER APPROXIMATELY 15 MINUTES OF TALKING, DETAINEE MANNING WAS BACK TO NORMAL BEHAVIOR AND VERY TALKATIVE. HE MENTIONED THAT HE WAS SORRY AND REPEATEDLY APOLOGIZED. ALTHOUGH FOR WHAT HE WAS NOT REALLY SURE. I VERIFIED WITH MANNING THAT HE WAS FEELING BETTER AND MENTIONED TO HIM THAT IF HE WANTED, HE WOULD STILL BE AUTHORIZED RECREATION CALL. HE SAID THAT HE WOULD LIKE TO CONTINUE WITH THE REMAINDER OF HIS TIME AND I LEFT HIM WITH THE DBS, CPL BALDWIN AND ONE OTHER OF THE PCF STAFF MEMBERS.


W. R. FULLER
GYSGT USMC

DEPARTMENT OF THE NAVY
VOLUNTARY STATEMENT

1
MCUDDC QUANTICO BASE BRIG

2 DATE
2011 01 18

I, MSgt Brian R. Papakie, make the following

free and voluntary statement to CWO4 Averhart

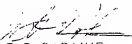
whom I know to be Brig Officer

I make this statement of my own free will and without any threats or promises extended to me. I fully understand that this statement is given concerning my knowledge of

Detainee Manning having some anxiety from being corrected by the guards. I approached Det Manning at approx. 1545 on 110118. I asked SND what had taken place and he immediately displayed confusion and was unable to complete a sentence. He began to stutter and his breathing became heavy and fast. I asked him to calm down and made him aware of my calm demeanor. I explained that I was only there to find out what had taken place on him way to recreation call. I reminded him that he fell backwards on his buttocks and asked him to explain what had taken place. He again became anxious and stuttering his word. He was able to say that he did not understand why he is always being analyzed by the guards. I proceeded to ask him for example of how he felt he was being analyzed. He looked and starred at me for a while without saying anything and became frustrated and quickly moved toward the bulkhead. He acted as though he was going to punch the bulkhead, but stopped himself. I instructed him to sit on his rack and he did so. SND looked back at me and clearly stated that he does not really understand why he is on POI. He stated that he does not understand the rules or the guards. He pointed at the guard office's mirrored porthole and stated "I don't understand that." As I began to explain what POI was and his status the Brig Officer, CWO4 Averhart arrived aboard Special Quarters.

The CWO4 Averhart asked what happened today and again SND became worked up and was not able to complete a sentence. I told SND to calm down and just speak to the Brig Officer like he was speaking to me. I stepped out of SQ for approx. 5 minutes and returned. SND was still not able to complete a sentence and continued to stutter. SND then states that he does not understand why he is being looked at all of the time and doesn't understand his POI status. As the CWO4 Averhart begins to explain, SND interrupts and says that it sounds like the CWO4 Averhart is yelling at him. CWO4 Averhart explains that he has a deep voice and says that he is not yelling. He explains to SND that he is just there to talk with him and find out what is going on with him. SND quickly became extremely frustrated and started fidgeting in his rack and covered his ears. SND pulled his hands back and quickly slapped both palms of his hands against the side of his head. Yelling, SND stated "that is what I am talking about!" CWO4 Averhart stood up and directed me to have SND placed on Suicide Watch.

I explained what SND's status was being changed to and told him I needed his clothing articles. He did not understand and I explained how his actions and demeanor were a cause for concern. I explained that he would be evaluated and that possibly after a few days his status will be reviewed. He starred without comment and handed over his clothing. I turned the conversation over to his counselor (C) Sgt Blenis and departed SQ.


B. R. PAPAIE
MSGT USMC

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Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

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INCIDENT REPORT (CORRECTED FACILITY)

MCQB-5520/10 (Rev. 6-83)

Complete this form in TRIPLICATE. Ensure that all information is CORRECT and LEGIBLE. Forward original and one copy to the Administration Chief. One copy is to be retained by the Security Chief or OIC of the individual's organization if the incident occurred outside the facility.

LOCATION OF INCIDENT		TIME	DATE
MCCDC QUANTICO BASE BRIG		1319	20110118
INDIVIDUAL(S) INVOLVED			
ID NUMBER	NAME (LAST, FIRST, MI.)	LOCATION/DORM	INJURED (YES/NO)
10075	MANNING, BRADLEY E.	SQ1	NO

DUTY STATUS - Light Duty, No Duty, Bed Rest, Admitted NRMCC, Other

DESCRIPTION OF INCIDENT AND ACTION TAKEN (USE REVERSE IF NEEDED)

SIR ON THE ABOVE TIME AND DATE WHILE PERFORMING MY DUTIES AS DUTY BRIG SUPERVISOR, I GM2 WEBB WAS GETTING SND READY FOR HIS DAILY RECREATION CALL ALONG WITH LCPL TANKERSLEY. LCPL TANKERSLEY PLACED SND IN FULL RESTRAINTS AND CALLED ON THE RADIO TO SOUND STAND BY FOR LOCKDOWN. LCPL TANKERSLEY THEN ESCORTED SND OUT OF HIS CELL AND INSTRUCTED HIM TO FACE THE "A" ROW EXIT. SND FACED THE DOOR THEN LCPL TANKERSLEY STATED AYE AYE LCPL. SND ASKED WHAT? LCPL TANKERSLEY THEN EXPLAINED TO SND THAT ANYTIME HE RESPONDS TO A STAFF MEMBER HE IS TO RESPOND AYE AYE, YES OR NO AND SAID PERSONS RANK IF ENLISTED AND SIR OR MA'AM IF COMMISSIONED. LCPL TANKERSLEY TOLD HIM LETS GO AND SND SAID "NO WAIT." I THEN EXPLAINED TO SND THAT HE IS A DETAINEE INSIDE THIS FACILITY AND ANYTIME HE IS ADDRESSED BY STAFF MEMBERS HE NEEDS TO RESPOND USING RANK OR TITLE. SND SAID YES GM2. I THEN ASKED IF HE WAS READY TO CONTINUE WITH HIS RECREATIONAL CALL AND SND REPLIED YES GM2. LOCKDOWN WAS COMMENCED AND WE (GM2 WEBB LCPL TANKERSLEY AND LCPL CLINE) ESCORTED SND TO DORM ONE FOR HIS RECREATIONAL CALL. UPON ARRIVAL TO DORM ONE WE ENTERED THE HATCH AND ESCORTED SND TO THE CENTER OF THE SPACE TO REMOVE HIS RESTRAINTS. LCPL TANKERSLEY INSTRUCTED SND NOT TO MOVE WHILE HE WAS REMOVING HIS RESTRAINTS. SND DIDN'T RESPOND SO LCPL TANKERSLEY REPEATED HIMSELF TELLING SND NOT TO MOVE. SND STATED "IM NOT MOVING". LCPL TANKERSLEY TOLD SND HE NEEDED TO SAY LANCE CORPORAL THEN SND STATED "AYE LANCE CORPORAL". LCPL TANKERSLEY REMOVED SND'S RESTRAINTS AND ONCE HE REMOVED HIS HAND RESTRAINTS SND FELL BACKWARDS FALLING ON HIS BUTTOCKS LCPL TANKERSLEY AND MYSELF REACHED OUT TO CATCH HIM AND I ASKED IF HE WAS OK. HE THEN JUMPED UP AND QUICKLY RAN BEHIND A WORKOUT MACHINE MUMBULING SOMETHING AND COVERING HIS FACE. I THEN CALLED THE SECURITY CHIEF TO COME TO DORM. ONE AT THAT TIME HE UNCOVERED HIS FACE AND STARTED YELLING "IM SORRY GM2 IM SORRY LCPL". I INSTRUCTED LCPL CLINE TO GRAB A CHAIR SO THAT SND COULD SIT AND CALM DOWN. GYSGT FULLER ARRIVED AT DORM ONE AND I EXPLAINED THE OCCURRENCE OF EVENTS TO HIM. HE THEN ASKED SND IF THERE WAS ANY PARTICULAR EVENT THAT TRIGGERED SND'S REACTIONS. SND STATED HE DIDN'T UNDERSTAND WHY HE WAS BEING TREATED DIFFERENT AND THAT IT SEEMED THAT ALL THE GUARDS WERE ANXIOUS AND HE WAS MAKING HIM ANXIOUS. GYSGT FULLER ASKED WHAT COULD WE DO TO HELP YOU

TIME AMBULANCE CALLED	TIME SENT TO SICK BAY	TIME SENT TO HOSPITAL	TIME RETURNED TO FACILITY
N/A	N/A	N/A	N/A

FOLLOWING PERSONS NOTIFIED

NAME OF PERSON MAKING CALLS		TIME
GM2 WEBB		1325
TITLE	NAME	TIME
ADMIN CHIEF	GYSGT FULLER	0900 20110119
PROGRAMS CHIEF	GYSGT BLENIS	1100 110119
OPERATIONS CHIEF	SSGT LEE	(205)
BRIG SUPERVISOR	MSGT PAPAKIE	1200 110119
BRIG COMMANDER	CWO4 AVERHART	
NAME GRADE ORGANIZATION TITLE (PRINT)	SIGNATURE	TIME DATE
WEBB, T GM2		1535 20110118
TIME REPORT OFFICER IN ADMIN OFFICE BY	SIGNATURE	TIME DATE

INCIDENT REPORT (CORRECTIONAL FACILITY)

MCBQ-5520/10 (Rev. 6-83)

DESCRIPTION OF INCIDENT AND ACTION TAKEN (CONTINUED)

SND STATED HE DIDN'T KNOW . HE WAS THEN ASKED IF HE WANTED TO GO BACK TO HIS CELL OR CONTINUE RECREATIONAL CALL SND STATED HE WAS OK AND IF POSSIBLE WOULD LIKE TO CONTINUE WITH HIS RECREATIONAL CALL. I CALLED FOR 2 DIFFERENT ESCORTS TO ASSIST WITH RECREATIONAL CALL AND TO RELIEVE LCPL TANKERSLY AND LCPL CLINE. CPL BALDWIN AND LCPL ARTILES ARRIVED. SND RODE A SPIN BIKE AND COMPLETED HIS RECREATIONAL CALL WITHOUT FURTHER INCIDENT EOS.....

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UNITED STATES MARINE CORPS
MARINE CORPS BASE
QUANTICO, VIRGINIA 22134-5001

IN REPLY REFER TO:
5800
jta
16 Mar 11

SECOND ENDORSEMENT on PFC Manning's ltr of 10 Mar 11

From: Chief Warrant Officer 4 James Averhart (Respondent)
To: Commander, Marine Corps Base Quantico, Virginia
Via: (1) Commanding Officer, Security Battalion

Subj: REBUTTAL TO COMPLAINT OF WRONGS UNDER ARTICLE 138 UCMJ BY
PRIVATE FIRST CLASS BRADLEY MANNING U.S ARMY

Ref: (a) JAGMAN, chapter III

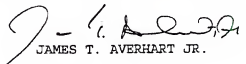
1. Readdressed and forwarded. I have reviewed the general court-martial convening authority's record of proceedings and PFC Manning's rebuttal as well as the records pertaining to the incident on 18 January 2011.

2. I executed a permanent change of station transfer on 7 February 2011 to the Navy Brig in Norfolk, Virginia.

3. My decision to place PFC Manning on suicide risk was based upon my observations of his conduct on 18 January 2011. I was concerned for his safety after he displayed extreme anxiety over his situation. As the facility commander, I had frequent interactions with PFC Manning. His behavior on 18 January was unusual. Given his self disclosed history of planning suicide and my observations of his behavior, I was concerned for his safety and placed him in a suicide risk status. The conversation he describes in paragraph b.(6) in his rebuttal did not occur. Had he spoken to me in that manner, I would have made a discipline report on him for insubordination and staff harassment. Further, as an assistant minister in my church, I would never refer to myself as "God". I find that comment to be offensive. I was aware that that there had been a corrective dialogue between Manning and the staff at recreation call. My purpose in talking to him was to find out what had happened. It was during this conversation that he began to act out and also to physically hit himself in the head, he became upset and began to stutter. I was extremely concerned over this outburst. I took immediate action to protect him from self harm. He was placed under constant watch and his clothing was removed from his cell. He was initially non-compliant when the Brig supervisor asked for his clothing, but when he saw we were prepared to enter his cell, and when he saw that we were videoing the exchange, he became compliant. He was allowed to retain his underwear. The facility mental health provider met with Manning that day for a short time and recommended he be placed on POI. I removed Manning from suicide risk two days later. My decision was not connected to protest activity outside the base as alleged by PFC Manning. I acted within my discretion and in the best interest of ensuring PFC Manning's safety.

Subj: REBUTTAL TO COMPLAINT OF WRONGS UNDER ARTICLE 138 UCMJ BY
PRIVATE FIRST CLASS BRADLEY MANNING U.S ARMY

4. PFC Manning's classification as a maximum custody detainee was reviewed on a weekly basis. The PCF staff provided me a consistent recommendation that PFC Manning be classified as a maximum custody detainee and I concurred. I considered the seriousness of the alleged offenses, the national security aspects of his case, PFC Manning's self disclosed suicidal ideations, his family situation, his mental health, my observations of his behavior and the recommendations of the staff in reaching my decision. These factors were balanced against his conduct as a detainee within the facility which was overall average to above average. The weight that I gave each factor was matter within my discretion. I believe that maximum custody was the appropriate classification in light of all of the information available.


JAMES T. AVERHART JR.

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Appellate Exhibit 259
Enclosure 36
have been entered into
the record as a CD/DVD
and will be maintained
with the original
Record of Trial

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Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

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17 August 2012

Appellate Exhibit 259
Enclosure 37
have been entered into
the record as a CD/DVD
and will be maintained
with the original
Record of Trial

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UNITED STATES MARINE CORPS
HEADQUARTERS COMPANY
SECURITY BATTALION
MARINE CORPS BASE
QUANTICO, VIRGINIA 22134-5001

IN REPLY REFER TO:
5800
DVB
10 May 11

FIRST ENDORSEMENT on PFC Manning's ltr of 10 Apr 11

From: Commander, Pretrial Confinement Facility
To: Commander, Marine Corps Base, Quantico, Virginia

Subj: SECOND COMPLAINT OF WRONGS UNDER ARTICLE 138 UCMJ BY PRIVATE
FIRST CLASS BRADLEY MANNING U.S. ARMY

1. Forwarded. The subject line has been modified to more accurately reflect the subject complaint. I have reviewed PFC Manning's 10 April 2011 Article 138 complaint regarding my decision to remove his clothing as a safety precaution during sleep periods. This decision was made on 2 March 2011 and remained in effect until his departure from this facility on 20 April 2011. As the Pretrial Confinement Facility (PCF) Commander, I take full responsibility for everything that goes on under my charge.

2. My primary concern is the health and welfare of every inmate in the PCF. Further, my mission is to ensure safety and security within the PCF. I informed PFC Manning that my decision was based upon my concern for his safety and well-being. My decision to direct the removal of his clothing between taps and reveille was not made arbitrarily and certainly was not done to punish him. There were several actions that prompted my decision:

a. PFC Manning made a comment to the PCF Supervisor, Master Sergeant Papakie, regarding the elastic band in his underwear being dangerous. I did not take this comment lightly nor could I overlook it. Given PFC Manning's past history of suicidal ideations and gestures, this comment was given a lot weight in my decision.

b. There was a lack of rapport and trust between PFC Manning and the PCF staff. This lack of trust made it difficult for me to place Manning's comment in context. In trying to understand his thoughts on self harm, PFC Manning appeared in front of the classification and assignment board on 21 January 2011, and was asked about the statement on the intake questionnaire in which he wrote that he was "always planning but never acting" on thoughts of suicide. He told the Board that this statement may have been false. This then raised the obvious issue of whether he was sincere in his statements that he did not currently intend to harm himself. A member of the Board asked how they could trust any of his statements given his admission that he may have made a false statement about his suicidal thoughts at intake into the PCF. PFC Manning was also asked if it was fair to assume that the statement to the Board that he did not intend to harm himself could

Subj: SECOND COMPLAINT OF WRONGS UNDER ARTICLE 138 UCMJ BY PRIVATE
FIRST CLASS BRADLEY MANNING U.S. ARMY

also be false and he replied "yes". This caused great concern among the Board members given their responsibility to ensure PFC Manning's safety.

c. On 2 March 2011, PFC Manning received a new charge sheet with additional charges and specifications, one of which was Article 104 which has a maximum sentence of death. Given the serious nature of the new allegations, I was concerned about his mindset and took that into consideration in weighing what actions I should take regarding his comment to MSgt Papakie.

3. In making my decision to remove PFC Manning's clothing during sleep periods, I weighed his statement to MSgt Papakie, his past actions within the PCF, his behavior while confined both in Quantico and Kuwait, the intake form statements and all other factors available to me. After doing so, I felt there was a legitimate concern regarding PFC Manning's safety and the possibility that he may harm himself. In my position, I am obligated to put measures in place to keep all inmates safe from harm, even if it is self-harm. The fact that PFC Manning was not communicating with the staff as much as he had in the past, and providing only non-definitive comments when asked about his thoughts on suicide, was also a concern for me. I took this into account as I assessed whether his clothing should continue to be removed. As we moved forward from 2 March 2011, I saw no actions that would reassure me that there was not a continuing possibility that he may harm himself.

4. In taking my action, I determined to impose the least intrusive precautions available. I determined that removal of PFC Manning's underwear during sleep periods when PCF staffing was minimal was the most appropriate action I could take to minimize the risk of him harming himself. During normal working hours, PFC Manning was allowed to wear normal detainee clothing. I felt that any risk during normal business hours were mitigated by the PCF daily routine and the increased number of personnel present.

5. From 24 January 2011 when I took command of the PCF, PFC Manning was told that I took communication between myself and the detainees seriously and that I hold my staff accountable for their actions. I told him that if he did not address concerns with me, I have no way of knowing that a problem exists and that it was imperative that the lines of communication remain open. I spoke with PFC Manning often with and without the presence of PCF staff regarding his treatment and concerns, both inside the PCF and during times when he was released for legal or medical appointments. This communication was done to ensure that he understood my concerns for his health, welfare and safety. I am committed as I have always been to accomplish the mission and ensure that every detainee/prisoner is safely released from my custody. In this case, I acted upon my legitimate concern for PFC Manning's safety based upon my judgment, correctional experience

Subj: SECOND COMPLAINT OF WRONGS UNDER ARTICLE 138 UCMJ BY PRIVATE
FIRST CLASS BRADLEY MANNING U.S. ARMY

and the advice of my staff after considering all information available
to me and the capabilities of the facility.

6. This response was delayed by the departure of PFC Manning from the
Quantico PCF and scheduled annual leave.


D. W. BARNES

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Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

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Enclosure 39

883 of 1505



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
WASHINGTON, DC 20380-1775

IN REPLY, REFER TO:
1000
PS/PSL
23 Feb 11

From: Head, Corrections Section, Security Division, HQMC
To: Commander, Marine Corps Base, Quantico, Virginia

Subj: SPECIAL INQUIRY INTO THE ARTICLE 138 COMPLAINT SUBMITTED
ON 19 JANUARY 2011 BY PRIVATE FIRST CLASS BRADLEY MANNING,
U.S. ARMY

Ref: (a) SECNAVINST 1640.9C, Department of the Navy Corrections
Manual

Encl: (1) Special Inquiry Appointment Letter
(2) Prisoner Historical Log ICO PFC Bradley Manning

1. Per enclosure (1), I conducted a special inquiry into the complaint by Private First Class (PFC) Bradley Manning regarding actions and decisions made by Chief Warrant Officer 4 James Averhart, in his role as the Commanding Officer of Marine Corps Base Quantico's pretrial confinement facility (PCF). I have provided specific findings to each of your concerns. I was aided in my review by various documents contained in PFC Manning's detainee file; reference (a), Chief Warrant Officer 4 James Averhart's response to PFC Bradley Manning's request for redress, and enclosure (2).

2. FINDINGS. In accordance with paragraph 2 of enclosure (1), the following findings are submitted.

a. Question 2.a.: Are the conditions of PFC Manning's confinement authorized by applicable Navy and Marine Corps regulations?

Answer: Yes, reference (a) authorizes the current conditions of PFC Manning's confinement.

b. Question 2.b.: Did Chief Warrant Officer 4 Averhart abuse his discretion in classifying PFC Manning as a maximum custody detainee?

Answer: No, reference (a) restricts the Brig Commander to assigning a custody classification of either Maximum Custody or Medium Custody-In to all pre-trial detainees. This is accomplished initially through DD Form 2711, Initial Custody Classification and subsequent reviews through completion of DD Form 2711-1, Custody Reclassification. If the point values used to indicate the custody classification do not result in

Enclosure (2)

Subj: SPECIAL INQUIRY INTO THE ARTICLE 138 COMPLAINT SUBMITTED
ON 19 JANUARY 2011 BY PRIVATE FIRST CLASS BRADLEY MANNING,
U.S. ARMY

enough points to justify a maximum custody classification, reference (a) authorizes the Brig Commander to consider an objective based override, provided he feels justified after considering all factors and information available to him at the time. In this case, the CO had a variety of supplemental information provided to him and his staff from Manning's command and previous confinement facility that they also considered.

c. Question 2.c.: Did Chief Warrant Officer 4 Averhart abuse his discretion in placing PFC Manning in a prevention of injury status?

Answer: No, reference (a) authorizes the Brig Commander or, in his absence, the duty brig supervisor to place confinees in a prevention of injury status if they display, admit to, or if the staff is made aware of by other means a requirement for additional supervision and attention. This is normally due to risk of suicide, violence, personality disorders, behavior abnormalities, or other questionable character traits.

d. Question 2.d.: Did Chief Warrant Officer 4 Averhart abuse his discretion in placing PFC Manning in a suicide risk status?

Answer: No, reference (a) authorizes the brig staff to place individuals in a "suicide risk" status who have threatened suicide, made a suicidal gesture, or have a history of suicide attempts. Documents contained in PFC Manning's detainee file support a determination that at specific times he should have been considered a threat to himself. It warrants mentioning however, that on two occasions, 6 August 2010 and 18 January 2011, a medical officer determined that suicide risk status was no longer warranted and the brig staff did not immediately take PFC Manning off the suicide risk status. PFC Manning was taken off suicide risk status on 11 August 2010, following the medical officer's recommendation of 6 August 2010. PFC Manning was taken off suicide risk status on 21 January 2011, following the medical officer's recommendation of 18 January 2011. Paragraph 4205.5b of reference (a) states "When prisoners are no longer considered to be suicide risks by a medical officer, they shall be returned to appropriate quarters", in these cases, once the medical officer's evaluation was provided to the brig staff, steps should have been taken to immediately remove him from suicide risk, to a status below that.

Subj: SPECIAL INQUIRY INTO THE ARTICLE 138 COMPLAINT SUBMITTED
ON 19 JANUARY 2011 BY PRIVATE FIRST CLASS BRADLEY MANNING,
U.S. ARMY

3. RECOMMENDATIONS. After the review of the conditions of PFC Manning's confinement, I recommended the following change. The Quantico Pre-trial Confinement Facility SOP should be updated so that it is in harmony with reference (a). Specifically, the SOP should direct the brig staff to remove confinees from suicide risk immediately upon receiving a medical officer's evaluation.


A. GALAVIZ

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Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

**Prosecution Response to
Defense Motion to Dismiss
for Unlawful Pretrial Punishment**

Enclosure 40

17 August 2012

DEPARTMENT OF THE NAVY
VOLUNTARY STATEMENT

1. PLACE

Quantico Base Brig

2. DATE

2011 03 02

I, MSgt Brian R. Papakie 4511/5831, make the following
free and voluntary statement to CWO2 Barnes, D. V.
whom I know to be Quantico PCF Officer In Charge

I make this statement of my own free will and without any threats or promises extended to me. I fully understand that this statement is given concerning my knowledge of

A conversation between detainee Manning, B. E. and myself with reference to the relinquishing of his personal items and clothing prior to TAPS.

Previously Cpl Sanders, T. R. had explained to me that on 110228, approx 10 min before TAPS, SND did not understand why he had to relinquish his personal item and clothing. Cpl Sanders reiterated the procedures in regard to his status of POI and then explained that SND complied.

I asked SND if he understood and he stated "no, I do not understand." When asked what he did not understand, he referred to giving up his personal items and clothing. I briefly explained, due to his status he was not authorized those items after TAPS. I further explained that his status has not changed and that he is to comply with the Marines and staff on security when given instructions. When asked again if he understood, he again said no and that he does not understand why all of his items are taken with the exception of his underwear. He stated, "With the elastic band, which is probably the most dangerous piece." At that time he chuckled briefly as if the conversation we were having was absurd. I referred back to the beginning of the conversation and asked again if he understood everything I had explained. He looked at me for approx 10 sec and then said, "No." I asked what part did he not understand. He looked again for approx the same amount of time and asked if I could explain again. At that time I said, "Detainee Manning, do you understand that you will not question the guard staff and that you will comply when told to do so and that if you have any questions about the orders or instructions given, you are to bring it to the attention of the appropriate staff the next working day?" He waited a moment and stated, "I understand Master Sergeant."

I told him carry on, I immediately approached the Brig OIC with regards to concerns that SND may have had recent thoughts or ideas as to the uses of the elastic band from his underwear. As a result this statement was written. -EOS-


B. R. Papakie
MSgt USMC

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Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

**Prosecution Response to
Defense Motion to Dismiss
for Unlawful Pretrial Punishment**

Enclosure 41

17 August 2012

INCIDENT REPORT (CORRECTIONAL FACILITY)
MCBQ-5520/10 (Rev. 6-83)

Complete this form in TRIPLICATE. Ensure that all information is CORRECT and LEGIBLE. Forward original and one copy to the Administration Chief. One copy is to be retained by the Security Chief or OIC of the individual's organization if the incident occurred outside the facility.

LOCATION OF INCIDENT		TIME	DATE
MARINE CORPS BASE PRETRIAL CONFINEMENT FACILITY		0010	20110313
INDIVIDUAL(S) INVOLVED			
ID NUMBER	NAME (LAST, FIRST, M.I.)	LOCATION/DORM	INJURED (YES/NO)
10075	MANNING	SQ	NO

DUTY STATUS - Light Duty, No Duty, Bed Rest, Admitted NRCM, Other

DESCRIPTION OF INCIDENT AND ACTION TAKEN (USE REVERSE IF NEEDED)

MA'AM, ON THE ABOVE DATE AND TIME WHILE PERFORMING MY DUTIES AS SPECIAL QUARTERS SUPERVISOR I, LCPL MILLER, NOTICED DET MANNING [REDACTED] HAD HIS HEAD AND ARMS INSIDE OF HIS POI JUMP SUIT. I THEN WOKE UP SND AND TOLD HIM THAT I NEED TO SEE HIS FACE AND TO POKE HIS HEAD OUT. WHILE DOING WHAT I INSTRUCTED HIM TO DO, SND REALIZED HE WAS STUCK AND BEGAN TO ROLL AROUND SAYING, "I HATE THIS STUPID THING." I THEN TOLD SND TO CALM DOWN AND STAND UP TO TRY TO PULL THE POI JUMP SUIT OVER HIS HEAD, BUT HIS ARMS WERE STILL STUCK. I THEN CALLED FOR THE WATCH SUPERVISOR, CPL SANDERS, TO COME DOWN TO SPECIAL QUARTERS TO LOOK AT THE SITUATION AND GET PERMISSION TO OPEN CELL 191 AND HELP SND. UPON CPL SANDERS ARRIVAL HE EVALUATED THE SITUATION AND OPENED CELL 191 TO HELP SND FREE HIS ARMS. ONCE SND WAS SITUATED I THEN TOLD HIM NOT TO PUT HIS HEAD AND ARMS INSIDE HIS POI JUMP SUIT AGAIN, AND THAT IF HE IS COLD TO USE HIS SECOND POI BLANKET INSTEAD. THE DBS WAS THEN NOTIFIED AND THIS REPORT WAS WRITTEN, AND THE INCIDENT WAS RECORDED ON CAMERA. EOS.....

R/S
MILLER SR., J. E.
John Miller Sr.
LCPL/ USMC/ SEC II

TIME AMBULANCE CALLED	TIME SENT TO SICK BAY	TIME SENT TO HOSPITAL	TIME RETURNED TO FACILITY
N/A	N/A	N/A	N/A

FOLLOWING PERSONS NOTIFIED

NAME OF PERSON MAKING CALLS		TIME
N/A		0010
TITLE	NAME	TIME
ADMIN CHIEF	SGT GARNETT	110314/1825
PROGRAMS CHIEF	GYSGT BLENIS	110314/0730
OPERATIONS CHIEF	GYSGT FULLER	
BRIG SUPERVISOR	MSGT PAKAKIE	110314/0930
BRIG COMMANDER	CWO2 BARNES	110314/114524
NAME, GRADE, ORGANIZATION, TITLE (PRINT)	SIGNATURE	TIME
LCPL MILLER	<i>John Miller Sr.</i>	0010
THIS REPORT RECEIVED IN ADMIN OFFICE BY	SIGNATURE	DATE

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Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

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INCIDENT REPORT (CORRECT) - AL FACILITY)
MCBQ-5520/10 (Rev. 6-83)

Complete this form in TRIPPLICATE. Ensure that all information is CORRECT and LEGIBLE. Forward original and one copy to the Administration Chief. One copy is to be retained by the Security Chief or OIC of the individual's organization if the incident occurred outside the facility.

LOCATION OF INCIDENT		TIME	DATE
MARINE CORPS BASE PRETRIAL CONFINEMENT FACILITY		1411	20110315
INDIVIDUAL(S) INVOLVED			
ID NUMBER	NAME (LAST, FIRST, M.I.)	LOCATION/DORM	INJURED (YES/NO)
	MANNING BRADLEY	SQ	NO
DUTY STATUS - Light Duty, No Duty, Bed Rest, Admitted NR/MC, Other			

DESCRIPTION OF INCIDENT AND ACTION TAKEN (USE REVERSE IF NEEDED)

Ma'am, on the above date and time while performing my duties as Special Quarters Supervisor, I LCpl Paul, observed Det Manning looking in his mirror and rubbing the bridge of his nose with his glasses. I immediately asked SND what he was Doing and SND stated, "I'm trying to get rid of my unibrow. I'm using these as tweezers." I then instructed SND to stop using his glasses as tweezers. SND replied, "Aye LCpl" put the glasses back on his face and sat back down on his rack. The DBS, SSgt Buck and Operations Chief, GySgt Fuller were notified of the incident and this report was written --EOS--

TIME AMBULANCE CALLED	TIME SENT TO SICKBAY	TIME SENT TO HOSPITAL	TIME RETURNED TO FACILITY
N/A	N/A	N/A	N/A
FOLLOWING PERSONS NOTIFIED			
NAME OF PERSON MAKING CALLS			TIME
N/A			
TITLE	NAME	TIME	
DUTY BRIG SUPERVISOR	SSGT BUCK	1705	
PROGRAMS CHIEF	GYSGT BLENIS	0750/110316	
OPERATIONS CHIEF	GYSGT FULLER	1705	
BRIG SUPERVISOR	MSGT PAKAKIE	110315/1645	
BRIG COMMANDER	CWO2 BARNES	110315/0935	
NAME, GRADE, ORGANIZATION, TITLE (PRINT)	SIGNATURE	TIME	DATE
PAUL, LCPL SQ SUPERVISOR		1430	20110315
THIS REPORT RECEIVED IN ADMIN OFFICE BY		TIME	DATE
			Page 1 of 1

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REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
JOINT BASE MYER - HENDERSON HALL
204 LEE AVENUE
FORT MYER, VA 22211-1199

IMND-MHHI-ZA

21 January 2010

MEMORANDUM FOR Commander, Marine Corps Base Quantico, Quantico, VA 22134

SUBJECT: PFC Bradley Manning's Confinement Status and Conditions

1. This memorandum concerns PFC Bradley Manning's present confinement status and general confinement conditions. I continue to receive and review both PFC Manning's chain of command's reports from their personal weekly visits, and CWO4 James Averhart's weekly progress reports. I am also in receipt of a memorandum from Mr. David E. Coombs, lead Defense Counsel for PFC Bradley Manning, dated 5 January 2011.
2. While I understand that PFC Manning's confinement status is in accordance with Marine Corps regulations and policies, I request that you carefully review maintaining PFC Manning on Prevention of Injury (POI) status and review his overall general confinement conditions. I base this request on my review of all weekly reports, my discussions with PFC Manning's chain of command, my Command Sergeant Major's advice after his visit to the Brig today, and the Brig documentation I received pursuant to my request dated 20 January 2011.
3. The chain of command and I share the Brig's concerns and are committed to ensuring we safeguard PFC Manning's short- and long-term health and safety. Therefore, beyond reviewing PFC Manning's POI status, I request that you also review PFC Manning's general confinement conditions to include liberally granting him privileges that will not adversely affect the good order and discipline of your facility or the health and welfare of PFC Manning. I continue my request that you maintain the required monitoring of PFC Manning's communications with third parties, including other confinees, except for those protected communications with his defense team, clergy, or his medical care providers. I continue to believe it is necessary to monitor his communications to prevent the possibility of future disclosures of classified information.
4. As you are aware, SECNAVINST 1640.9c provides that prisoners who threaten suicide or make a suicidal gesture "shall be placed in special quarters under continuous observation." The instruction continues by stating, "When prisoners are no longer considered to be suicide risks by a medical officer, they shall be returned to appropriate quarters." Captain William Hocter, the Brig's and PFC Manning's past Mental Healthcare Provider, along with COL Rickey Malone, PFC Manning's current Mental Healthcare Provider, recommend that no present medical need exists for PFC Manning to be on POI status. According to the Brig's weekly progress reports, PFC Manning has not been involved in any disruptive behavior that would require additional protective measures, and since his arrival to the Brig, he has only twice displayed behavior that may have warranted short-term POI status. I understand that PFC Manning's future behavior may warrant POI or another increase in his confinement status; however, I request you carefully evaluate the present necessity to maintain PFC Manning on POI status.

IMND-MIHH-ZA

SUBJECT: PFC Bradley Manning's Confinement Status and Conditions

5. I am sensitive to the additional requirements a high profile confinee like PFC Manning has placed on your facility. I anticipate that PFC Manning's pretrial confinement will continue until the date of trial, which may be many months in the future. Lessening PFC Manning's confinement status and improving his general conditions will limit the requirements on your staff while still providing for the health and safety of PFC Manning.

6. The point of contact for this memorandum is CPT John Haberland, Trial Counsel, by email at john.haberland@us.army.mil and by phone at (703) 696-3150.



CARL R. COFFMAN
COL, AV
Commanding

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Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

**Prosecution Response to
Defense Motion to Dismiss
for Unlawful Pretrial Punishment**

Enclosure 44

17 August 2012

Requester's Name: Security BN		Document #:		Date: 2/15/2011	
Department & Section: S-4		<input type="checkbox"/> PRIORITY <input checked="" type="checkbox"/> EMERGENCY <input type="checkbox"/>		ROUTINE	
Type of order: <input type="checkbox"/> Phone <input type="checkbox"/> Over-the-counter <input checked="" type="checkbox"/> Internet <input type="checkbox"/> Other					
Description: (make / model / pn / nsn)		QTY	U/L	Unit Price \$	Total Price \$
Plantronics CS351N SupraPlus Wireless Headset Executive Bundle		1	EA	\$438.95	\$438.95
total				\$438.95	
Justification for request (attach additional sheets as needed):					
Wireless headset phone will be provided as a safety measure for brig prisoners to make safe secure phone calls					
Vendor Name / Address / Telephone # / Contact Person			Deliver to: CMD / Unit / Name / address / Tel #		
Headsets.com, One Daniel Burnham Ct., #400c San Francisco, CA 94109			Security BN bldg 2043		
Screened sources of supply as required: (Not required for Training requirements or if item is not E & IT for 508) (Notes)					
NIB/NISH JWORD	http://www.jword.gov	Available?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	(now)- Ability One	
Office Products Email	https://email6.prod.dodonline.net/main/	Available?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	NAVY/FED-Comdors	
GSA wholesale GSA	http://www.gsa.gov	Available?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Printing DAPS	http://www.daps.dia.mli	Available?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
ServMart	Base Store	Available?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Local Waiver Required	Local waiver listing from RCO	Available?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Section 508 compliance	http://www.buyaccessible.gov/	Compliant?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NA	Screen Shot Required
1. Is/Are the Item(s) on the prohibited list? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
2. Will this purchase result in a "Split Buy"? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
3. Have I rotated vendors for the same type of purchase? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
4. Is this a Hazardous Material? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, submit all registrations to the Hazmat Office.					
5. Is this an Audio Visual/Visual Info/Cable Service? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
If yes, attach written approval from COMCAM with worksheet.					
6. Is this an IT Equipment? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, attach written approval from G-6 or NMCI with worksheet.					
7. Is this accountable property or a "pilferable" item? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No \$300.00 or up to -\$5K or pilferable items					
If yes, item must be recorded in accountable property log <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					

Have you ensured the vendor is notified of the following:		Order Information	
No sales tax or credit card fees can be charged	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Date Ordered: 2/15/2011	
The total price quoted includes ALL shipping charges...	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Fill or Kill (NO BACK ORDERS).....	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Estimated Delivery Date:	
Third Party Card processor prohibited (i.e. PayPal)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Charges cannot be processed prior to delivery.....	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Date Received:	
Required signatures prior to purchase:		Date:	
Cardholder	SGT ALIRE SCOTT <i>[Signature]</i> 2/15/2011	Date Received:	
Funds approved by:	<i>[Signature]</i> 2/15/2011	Actual Cost:	
AO approval:	CAPT BONAFEDE, Kimberly <i>[Signature]</i> 2/15/2011	Date:	
Required signatures after the purchase:		AO Verification of Sales Receipt/Invoice and Receipt/Acceptance:	
Received by:	CWO BARNES <i>[Signature]</i> 2/15/2011	Print name, title and sign	
BAG DIC <i>[Signature]</i> 2/15/2011		Page 1 of 1	



One Daniel Burnham Court, #400C
San Francisco, CA 94109
Phone: 1-800-HEADSETS (800-432-3738)
Fax: 1-800-457-0467
<http://www.headsets.com>

INVOICE # 2310412-01

INVOICE PAID

ATTN: Accounts Payable or:

SCOTT ALIRE
SECURITY BATTALION
MCBQ SECURITY BN BLDG 2043, BARNETT AV
QUANTICO, VA 22134

Order # : 2310412
Web CN# :
Order Date : 2/16/2011
Invoice Date : 2/16/2011
Tax ID : 94-3367582

Shipped To: PO # :
SCOTT ALIRE
SECURITY BATTALION
MCBQ SECURITY BN BLDG 2043,
BARNETT AVE
QUANTICO, VA 22134

Bill To: Scott Aire
Phone: 703 784-2029
Fax: 703 432-0225

Qty	Unit	Part Number	Description	Unit Price	Total
1	1	0	WLS/CS351N/EX Plantronics CS351N Supra Plus Wireless Headset System with Monoaural Noise Canceling Headset, HL10 Handset	\$438.95	\$438.95

Shipping Service : 3 Day

Value of Shipped Goods	\$438.95
Shipping	\$7.95
Sales Tax	\$0.00
Total Amount	\$446.90
Total Due	\$0.00

INVOICE PAID

Payment Summary for Order# 2310412

CCard #	Transaction	Submitted	Amount
7346	Safely Successful	2/16/2011 12:56	\$448.90
Check #		Received On	Amount
No checks have been received for this order			
Credit Note #	Description	Submitted	Amount
No credit notes have been applied to this order.			
RNA #	Expected Date	Received/ Expected	Amount Secured
There are no inbound returns earmarked for payment on this order			

Total Order Value	\$446.90
Credits & Adjustments	\$0.00
Total Invoiced	\$446.90
Total Paid	\$446.90
Total Due	\$0.00

Call for a FREE 60-day trial



We love your feedback. Please fill out our online survey and receive \$10 off your next order. <http://www.headaeris.com/survey/>

Headsets.com, Inc. One Daniel Burnham Court, #400C, San Francisco, CA 94109

Phone: 1-800-HEADSETS (800-432-3738) Fax: 1-800-457-0467

Web: <http://www.headsets.com>

[illegible]

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DISCIPLINE AND ADJUSTMENT BOARD REPORT

BOARD DATE / TIME 1330/3 Jan 11

MPDR #: 00535-2011

INMATE DATA

NAME: Manning, Bradley

REGISTER #: 89289

SERVICE: USA

DOMICILE: K pod

CUSTODY: Pre-Trail

DETAIL: None

INCIDENT DATE/LOCATION: 10 Dec 11/ K pod

PRIOR BOARDS: 0

MINIMUM RELEASE DATE: N/A

EGCA FORFEITED: N/A

GCT/EGCA BALANCE: N/A

OFFENSE(S)

ASSAULT CONSUMMATED BY BATTERY

PLEA(S)

NG

FINDING(S)

G

DISORDERLY CONDUCT

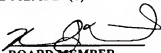
NG

G

RECOMMENDED DISCIPLINARY ACTION(S): 15 DAYS DISCIPLINARY SEGREGATION AND 14 DAYS EXTRA DUTY


RECOMMENDED MANAGEMENT ACTION(S): 15 DAYS DISCIPLINARY SEGREGATION

BOARD MEMBER(S)


BOARD MEMBER
SFC MARTIN, MICHAEL
BOARD MEMBER
MRS. MICHELLE, ASTON
BOARD RECORDER
PFC HOWARD, DSHAUN
BOARD PRESIDENT
SGM, SIMMONS, ANTHONY

APPROVAL AUTHORITY'S REVIEW

Recommendation(s) approved/ordered executed

 DATE: 10 January 2012

Recommendation(s) amended as follows:

DATE:

ACKNOWLEDGEMENT

I understand the approved actions and that I have 15 days from the date of this acknowledgement to appeal.
~~(DO)~~ DO NOT plan an appeal.

SIGNATURE OF INMATE

DATE

10 JAN 2012

JRCF FORM 4-4

DISCIPLINE AND ADJUSTMENT BOARD RECORD

NAME: Manning, Bradley

REGISTER #:89289

MPDR #: 00535-2011-MPC000

RECORD OF PROCEEDINGS

Sworn In For Statement

1. Inmate: Manning

SUMMARY OF PROCEEDINGS

The board considered the following allegations: ASSAULT CONSUMMATED BY BATTERY, DISORDERLY CONDUCT

Summary of testimony relevant to findings follows: Inmate Manning plead not guilty to all charges and elected not to make a statement base on the advice from his lawyer. The board reviewed all reports, evidence and the video footage of the incident and finds inmate Manning guilty of all charges. The board recommends 15 days Disciplinary Segregation and 14 days extra duty.

Inmate: Manning, Bradley

SUMMARY OF FINDINGS

RATIONALE FOR FINDING(S): The findings were base off of the report written, and the video footage shown during the board proceeding.

REASON FOR RECOMMENDED DISCIPLINARY ACTION(S): Inmate found guilty.

Continuation of Summary of Proceedings for Manning

Inmate Manning: Reports to board.

SGM: You may be seated. Do you know why you are here?

Inmate Manning: Yes

SGM: I am SGM Simmons I am the Facility SGM and the President of this D&A board. The board members are SFC Martin and Mrs Alton. We do not impose punishments we just make recommendations to the Deputy Commander. He can't impose punishment greater than our recommendation, but can reduce punishment as he sees fit. SGM then informs the Inmates of his rights as it relates to the charges and the proceedings of the D&A Board.

SGM: Reads the charges and the statement written against Inmate Manning.

SGM: How do you plea?

Inmate Manning: Not Guilty to all charges.

Video is played for the board members to view during the board proceeding.

SGM: Is that you standing right there?

Inmate Manning: Yes.

SGM: Do you want to tell the board what's going on?

Inmate Manning: No.

SGM: Did you strike pre-trail Ellerbrock?

Inmate Manning: I don't have to answer that.

SGM: Do you want to say anything on your behalf.

Inmate Manning: No, due to the fact of UCMJ Article 128 I don't want to say anything.

Video is has ended.

SFC Martin: Would you like to make a statement?

Inmate Manning: Yes, can I speak. I'm not good at defending myself. I'm just saying it's not as much of what I supposed to had done, but more of a failure to what somebody supposed to have done. I just want to say thank you for allowing me to come to the board and I want to apologize for being in this situation.

SGM: Dismisses Inmate Manning and deliberates.

Inmate Manning then re-enters the board room.

SGM: Inmate Manning the board has found you guilty of all charges. SGM then reads Inmate Manning the recommended punishment.

SGM: Any questions?

Inmate Manning: No

SGM: Dismissed

THREE PERSON D&A BOARD SEQUENCE OF EVENTS

Once the inmate/detainee is told to enter he/she will center him/herself and report to the President of the Board.

The President will then direct the inmate/detainee to be seated.

INTRODUCTION:

I am **SGM SIMMIONS** the President of this three person D&A Board. The board members are Mrs Alton and SFC Martin. As a reminder, the recommendations made by this board are advisory in nature; however the approving authority, the **Deputy Commander**, may not impose punishments greater than those recommended by the Board. The following administrative, disciplinary or management actions may be recommended by the board:

Reprimand or warning

Extra duty not to exceed 2 hours per day and for not more than 14 consecutive days

Deprivation of one or more privileges not to exceed 60 days

Recreation Restrictions not to exceed 60 days

Disciplinary Segregation not to exceed 30 days

H&C Reduction/Restriction

Forfeiture of Good Conduct Days (GCT) and Earned Good Conduct Time (EGCT)

Vacation of previous minor administrative disciplinary actions

Also the Board may recommend suspensions of any action imposed by this board for not more than 180 days.

I understand that you received your notice to appear before this D&A Board and that you understand your rights under the provisions of a three person D & A Board. You were also questioned by the Military Police Investigator and elected to make a statement.

The charges brought against you stem from Disciplinary Reports written on 10 Dec 2011. You are charged with the following:

ASSAULT CONSUMMATED BY BATTERY, DISORDERLY CONDUCT

You have the right to present evidence in your defense.

To make a statement in your defense, however anything that you say may be used in this board's determination of innocence or guilt.

To be present during all open sessions of this board.

To call witnesses on your behalf.

To present written evidence on your behalf.

At this time I will ask you how you plead to each of the charges: (wait for him/her to plead before moving to the next charge).

At this time would you like to make any statements on your behalf?

(You may ask questions during this part)

(Once the prisoner/pre-trial has completed his/her statement and there are no further questions have the prisoner/pre-trial wait outside.)

The board members will review the evidence presented and make the appropriate recommendations. When completed the board president will call the prisoner/pre-trial back in and he/she will be informed of the decision at this time. (Inmate/pre-trial reports again to the President of the Board and remains standing

JRCF Form 4-1, Discipline and Adjustment Board Notification

DISCIPLINE AND ADJUSTMENT BOARD NOTIFICATION

DATE: 29 Dec 11

NAME: Manning, Bradley
REG: 89289
LOC: 540

MPDR: 00535-2011
BOS: USA
D&A BOARD: 3 Member

SCHEDULED BOARD DATE / TIME / LOCATION: 3 Jan 12 / 1330 / D&A BOARDS / 1102

CHARGES: ASSAULT CONSUMMATED BY BATTERY, DISORDERLY CONDUCT

1. You have the right to: (1) be present during all open sessions of the Board; (2) make a statement and present documentary evidence in your defense; (3) call witnesses to present relevant testimony in your defense; and (4) question adverse witnesses through the Board President. Your exercise of these rights may be denied by the Board President upon a finding that the safety or security of the JRCF would be jeopardized.

2. If your case is being referred to a one-member D&A Board, you do not have the right to consult with an attorney. If your case is being referred to a three-member D&A Board, you have the right to consult with an attorney at your own expense. You do not have the right to consult with a Trial Defense Service attorney. Consultation with an attorney must occur within six (6) working days of this notification. Extensions may be granted in extraordinary cases by the President of the Board. You do not have the right to legal counsel during the D&A Board hearing.

3. I, Inmate Manning, B.E., have read and understand the information above and (WILL) WILL NOT appear before the subject D&A Board.

Inmate signature: [Signature]

Date: 29 DEC 2011 Time: 1025

4. The following is a request for merit witnesses. A merit witness is someone who can present relevant evidence as to your guilt or innocence or who can offer relevant testimony in defense or mitigation of the charges. You must provide both the name of the potential witness and the expected testimony. This is your final listing of witnesses. Once this form is complete, any further requests for witnesses will be considered untimely. Exceptions will be decided on a case by case basis by the President of the Board.

Witness: _____ Expected Testimony: _____

Witness: _____ Expected Testimony: _____

Witness: _____ Expected Testimony: _____

Witness: _____ Expected Testimony: _____

DISCIPLINE AND ADJUSTMENT BOARD REPORT (Continued)


NAME: Manning, Bradley

REGISTER #: 89289

MPDR #: 00535-2011-MPC000

- | | | | |
|---|-----|----|-----|
| 1. Accused present for all open sessions of proceedings. | YES | NO | N/A |
| 2. Accused informed of alleged misconduct and names of potential witnesses (excluding confidential informants). | YES | NO | N/A |
| 3. Accused sworn/affirm by oath | YES | NO | N/A |
| 4. Accused made aware of his rights | YES | NO | N/A |
| 5. Accused informed of the right to direct relevant questions to witnesses through Board President. | YES | NO | N/A |
| 6. Did inmate request witnesses to be interviewed/present at proceedings? | YES | NO | N/A |
| 7. Did all witnesses requested by accused testify? If no, see remarks. | YES | NO | N/A |
| If yes, were witnesses sworn/affirm by oath | YES | NO | N/A |
| 8. Inmate given opportunity to present evidence in their own defense. If no, see remarks. | YES | NO | N/A |
| 9. Additional requests made by the accused. If yes, see remarks. | YES | NO | N/A |
| 10. Accused informed of findings and recommendations. | YES | NO | N/A |
| 11. Accused advised of right to appeal, appropriate appellate authority, and time limit for appeal. | YES | NO | N/A |

REMARKS: Inmate Manning plead not guilty to assault consummated by battery and disorderly conduct. When asked during the board proceeding if he had anything to say or why he plead not guilty, he refuse to make a statement base on his advice from his lawyer. The board proceeded with the board and reviewed the video footage of the incident. At the end of the video footage inmate Manning asked if he could speak. Then he apologizes for allowing himself to get upset and allowing the incident to happen. The board finds inmate Manning guilty of all charges. The board recommends 15 days Disciplinary Segregation and 14 days extra duty.


 ANTHONY M. SIMMONS
 SGM, USA
 Board President



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
JOINT REGIONAL CORRECTIONAL FACILITY
830 SABALU ROAD
FORT LEAVENWORTH, KANSAS 66027-2315

PMCC-JCF-LV

14 December 2011

MEMORANDUM FOR RECORD

SUBJECT: Overdue Case

1. MPDR# 00535-11, pertaining to Inmate MANNING, Reg #89289, did not meet the requirement of ACA standard 4-4238. The case did not make it to the D&A Board in the allotted seven days due to the fact that inmate MANNING requested a lawyer and he is authorized six days before it can appear before a D&A Board.
2. Point of contact is SSG Galloway, Mario, MPI NCOIC, at 758-9865.

MARIO GALLOWAY
SSG, USA
MPI NCOIC

MPDR SIGNATURE SHEET

PRISONER'S NAME: MANNING, BRADLEY (Reg No. 89289-10-01)

SSN:

MPDR#: 00535-2011-MPC000

DATE: 2011/12/10

DECLARATION

By signing this document, the below attests to the information he/she entered into, and/or actions he/she indicated on the Military Police Disciplinary Report corresponding with the MPRD number which appears above. The below signature replaces the requirement for original signature on the corresponding Military Police Disciplinary Report.

[illegible]

TO
MANNING, Bradley

REG#89289

FROM
JRCF INVESTIGATIONS

DATE
10 DEC 11

1. Reference to MPDR #00535-2011-MPC000, dated, 10 DEC 11. You will appear before a D&A Board for the alleged offense(s) as stated below:

CHARGE: ASSAULT CONSUMMATED BY BATTERY

ACC ACB CAT IV

SPECIFICATION: On 10 December 2011, at approximately 1600 hours, you were involved in a physical altercation with Pre-Trial ELLERBROCK, at which time you struck Pre-Trial ELLERBROCK approximately three times. You are in violation of ACC Policy Letter #16 because Assault Consummated by Battery includes **To intentionally and without consent, strike, touch, or apply force to the person of another, either directly or indirectly, resulting in either bodily harm or an offensive touching of any form.**

CHARGE: DISORDERLY CONDUCT

ACC DC CAT II

SPECIFICATION: On 10 December 2011, at approximately 1600 hours, you were involved in a physical altercation with Pre-Trial ELLERBROCK. You are in violation of ACC Policy Letter #16 because Disorderly Conduct includes **Conduct of such a nature as to affect the peace and quiet of individuals, or who may thereby be disturbed or provoked to resentment. This charge could encompass all participants in a fight, regardless of who started the fight, or against individuals who engage in disruptive conduct, such as trashing the facility (e.g., throwing things on the floors, or flooding the facility by any means).**

2. I acknowledge I have read or have had read to me the above charges on _____

(DATE)

Inmate Invoked his rights
(INMATE SIGNATURE)

SIGNATURE OF INVESTIGATOR:

Caveling Lloyd

JRCF FORM 394

PREVIOUS EDITION DTD 1 JUL 86 IS OBSOLETE

MPDR #00535-11

1

MPDR#: 00535-2011-MPC000		INMATE DISCIPLINARY REPORT		REPORT DATE (YYYY/MM/DD) 2011/12/10	
1. INMATE					
a. NAME (Last, First, Middle) MANNING, BRADLEY EDWARD			b. SSN [REDACTED]		c. ID NUMBER 89289-10-01
2. CUSTODY LEVEL MDI		3. CELLBLOCK/DORMITORY LEAVR-SSP-122C-BB		4. DETAIL PRE-TRIAL (TEMP RELEASE)	
5. INCIDENT					
a. CHARGES SEE SECTION 5 e		b. DATE (YYYY/MM/DD) 2011/12/10		c. TIME 1550	
d. LOCATION KILO HOUSING UNIT					
e. DETAILS OF CHARGE(S) ASSAULT CONSUMMATED BY BATTERY IV DISORDERLY CONDUCT III					
<p>Details of Charges</p> <p>ON 10 DECEMBER 2011 WHILE PERFORMING DUTIES AS KILO HOUSING UNIT CORRECTIONAL NCO I, SGT ROBINSON, 185TH MP CO, OBSERVED THE FOLLOWING: WHILE THE PRE-TRIALS WERE LINED UP FOR CHOW AND BEING FRISK SEARCHED PRE-TRIAL MANNING TURNED TO PRE-TRIAL ELLERBROCK WHO WAS STANDING AGAINST THE WALL BEHIND PRE-TRIAL MANNING AND PRE-TRIAL MANNING STRUCK PRE-TRIAL ELLERBROCK REPETEDLY WITH A CLOSED FIST. PV2 VIPPERMAN AND I NOTICED PRE-TRIAL MANNING TAKE A STEP BACK AND THE PALS ALARM WAS SET OFF. PRE-TRIAL MANNING PLACED BOTH HANDS UP AND WAS TOLD TO STEP OVER BY PV2 VIPPERMAN TOWARDS THE CLEANING CLOSET AREA. WHEN THE RESPONSE FORCE CAME IN AND REMOVED PRE-TRIAL MANNING HE WAS ESCORTED TO THE SHU. NO FURTHER INCIDENTS OCCURED. WATCH COMMANDER WAS INFORMED OF THE EVENTS</p>					
6. INCIDENT REPORTED BY					
a. NAME (Last, First, Middle) ROBINSON, TERRANCE.		b. GRADE SFC	c. TITLE HOUSING UNIT	d. SIGNATURE	e. DATE (YYYY/MM/DD) 2011/12/10
7. INCIDENT REPORTED TO					
a. SUPERVISOR NAME (Last, First, Middle) FREEMAN, WARREN, WILLIAM				b. DATE (YYYY/MM/DD) 2011/12/10	c. TIME 2033
<p>d. DISPOSITION TAKEN:</p> <p>STATEMENTS WERE TAKEN AND THE INVESTIGATION CONTINUES. THE INMATE WAS STRIP SEARCHED AND PLACED ON THE B O S S CHAIR WHICH YIELDED NEGATIVE RESULTS. THE INMATE WAS PLACED ON ASPI STATUS AND INFORMED HE WOULD BE RECEIVING A DISCIPLINARY REPORT AS A RESULT OF HIS ACTION. THE REPORT WAS REVIEWED AND</p>					
8. a. WAS MEDICAL ATTENTION NEEDED?					
<input type="checkbox"/> YES <input type="checkbox"/> NO				b. DATE (YYYY/MM/DD)	c. TIME
d. DESCRIBE ANY MEDICAL ATTENTION GIVEN:					
9. INVESTIGATION REQUIRED?					
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A					
10. a. ADVISEMENT OF RIGHTS GIVEN? (If yes, attach original rights acknowledgement form)					
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A					
b. INMATE WAIVED RIGHTS? (If yes, attach)					
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A					
c. INMATE STATEMENT (If yes, attach statement)					
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A					
11. a. INVESTIGATIVE SUMMARY?					
<input checked="" type="checkbox"/> YES (Please attach copy of report) <input type="checkbox"/> NO					
b. BRIEF SYNOPSIS:					
ON 10 DECEMBER 2011, AT 2022 HOURS, INV WERTS ADVISED PRE-TRIAL MANNING OF HIS LEGAL RIGHTS. AT WHICH TIME PRE-TRIAL MANNING INVOKED HIS RIGHTS AND REQUESTED TO SPEAK TO A LAWYER. THE INTERVIEW WAS TERMINATED AND PRE-TRIAL MANNING WAS ESCORTED BACK TO HIS CELL. ON 10 DECEMBER 2011, AN APPROXIMATELY 1900 HOURS, INV GALLOWAY AND INV WERTS CONDUCTED A CANVASS INTERVIEW OF ALL INMATES RESIDING IN KILO HOUSING UNIT. ALL INTERVIEWS RELAYED THE FOLLOWING INFORMATION, PRE-TRIAL MANNING MADE A DEROGATORY COMMENT TO PRE-TRIAL					
c. NAME AND TITLE OF INVESTIGATOR VERTS, COURTNEY INV			d. SIGNATURE		e. DATE (YYYY/MM/DD) 2011/12/12
12. ATTACHMENTS (Use DD Form 2719)					

INMATE DISCIPLINARY REPORT

13. INITIAL REVIEWING AUTHORITY DISPOSITION

MPI NCOIC RECOMMENDS THREE MEMBER D&A BOARD/MGG
DEPUTY DOPS APPROVES THREE MEMBER D&A BOARD/MR

b. INITIAL REVIEWING AUTHORITY NAME, GRADE AND TITLE
ROBICHAUX, MICHAEL CIV DEPUTY DOPS

c. SIGNATURE

d. DATE (YYYYMMDD)
2011/12/14

14. RESULTS OF DISCIPLINARY AND ADJUSTMENT BOARD

a. FINDINGS:

☐

INMATE DID COMMIT THE OFFENSE REPORTED

INMATE DID NOT COMMIT THE OFFENSE REPORTED

FINDINGS ARE BASED ON THE FOLLOWING:

b. RECOMMENDATION OF DISCIPLINARY AND ADJUSTMENT BOARD

BOARD TYPE: *None / three*

- 15 days DS
- 14 days extra duty

c. NAME AND TITLE OF BOARD PRESIDENT

Simmons, Anthony, Sr

d. SIGNATURE

[Signature]

e. DATE (YYYYMMDD)

2012/01/03

15. RECOMMENDATION OF THE REVIEWING OFFICER

b. NAME AND TITLE OF REVIEWING OFFICER

c. SIGNATURE

d. DATE (YYYYMMDD)

16. ACTION TAKEN BY THE APPROVING AUTHORITY

b. NAME AND TITLE OF APPROVING AUTHORITY

TIMOTHY J. CALAHAN, DEPUTY

c. SIGNATURE

[Signature]

d. DATE (YYYYMMDD)

2013/01/10

DD FORM 2714, NOV 1999

Page 2 of 3

CONTINUATION SHEET

REPORT DATE (YYYY/MM/DD)
2011/12/10

1. TITLE OF FORM

INMATE DISCIPLINARY REPORT

2. DD FORM

DD FORM 2714, NOV 1999

3. INMATE'S NAME (Last, First, Middle)

MANNING, BRADLEY E, EDWARD

4. SSN

5. ID NUMBER

89289-10-01

11 b. CONTINUED

SHANLEY. AT THAT TIME, PRE-TRIAL ELLERBROCK STATED TO PRE-TRIAL MANNING THAT IF HE GOES TO THE O.B. WITH THAT ATTITUDE, HE WILL GET LAID OUT. AT THAT TIME, PRE-TRIAL MANNING ASKED WHAT HE WAS DOING WRONG. ALL PRE-TRIAL INMATES BEGAN TO MOCK PRE-TRIAL MANNING. AT WHICH TIME, PRE-TRIAL ELLERBROCK BEGAN TO MAKE NOISES THAT RESEMBLED A BABY CRYING DIRECTED TOWARDS PRE-TRIAL MANNING. AT THAT TIME, PRE-TRIAL MANNING STRUCK PRE-TRIAL ELLERBROCK APPROXIMATELY THREE TIMES. ON 10 DECEMBER 2011, AT APPROXIMATELY 2000 HOURS, INV WERTS REVIEWED THE CCTV OF THE INCIDENT. THE CCTV DISPLAYS PRE-TRIAL ELLERBROCK STANDING IN KILO HOUSING UNIT AND WHAT APPEARS TO BE HAVING A CONVERSATION WITH ANOTHER PRE-TRIAL INMATE AND MAKING GESTURES. AT THAT TIME, PRE-TRIAL MANNING APPROACHES PRE-TRIAL ELLERBROCK AND BEGINS TO STRIKE PRE-TRIAL ELLERBROCK. DURING THE ALTERCATION, PRE-TRIAL ELLERBROCK STANDS STILL AND PLACES HIS HANDS IN HIS POCKET. REFERENCE CDR#00135-11. PRE-TRIAL MANNING IS TITLED WITH DISORDERLY CONDUCT AND ASSAULT CONSUMMATED BY BATTERY.

RIGHTS TRAINING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30, the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY:

Title 10, United States Code, Section 3012(g)

PRINCIPAL PURPOSE:

To provide commanders and law enforcement officials with means by which information may be accurately identified.

ROUTINE USES:

Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE:

Disclosure of your Social Security Number is voluntary

1. LOCATION

Joint Regional Correctional Facility

5. NAME (Last, First, MI)

Manning, Bradley E.

6. SSN

7. GRADE/STATUS

Pre-Trial

2. DATE

20111210

3. TIME

2022

4. FILE NO

8. ORGANIZATION OR ADDRESS

N/A

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army as a Military Police Investigator and wanted to question me about the following offense(s) of which I am

~~expected/discussed~~ Disorderly Conduct, Assault Consummated by Battery//

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights

1. I do not have to answer any question or say anything

2. Anything I say or do can be used as evidence against me in a criminal trial

3. (For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Are you currently being represented by a lawyer?

YES

NO

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES (If available)

1a. NAME (Type or Print)

2. ORGANIZATION OR ADDRESS AND PHONE

2a. NAME (Type or Print)

3. ORGANIZATION OR ADDRESS AND PHONE

3. SIGNATURE OF INTERVIEWEE

4. SIGNATURE OF INVESTIGATOR

5. TYPED NAME OF INVESTIGATOR

Courtney M. Werts, SGT/INV

6. ORGANIZATION OF INVESTIGATOR

HHC JRCF

Ft Leavenworth, KS 66027

Section C. Non-waiver

1. I do not want to give up my rights

2. I want a lawyer

3. SIGNATURE OF INTERVIEWEE

I do not want to be questioned or say anything

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2623) SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED

DA FORM 3881, NOV 1989

EDITION OF NOV 84 IS OBSOLETE

APD PE v2.01ES

PART II - RIGHTS WARNING PROCEDURE
THE WARNING

1. WARNING - Inform the suspect/accused of
- Your official position
 - Nature of offense(s)
 - The fact that he/she is a suspect/accused
2. RIGHTS - Advise the suspect/accused of his/her rights as follows.
- "Before I ask you any questions, you must understand your rights."
- "You do not have to answer my questions or say anything."
 - "Anything you say or do can be used as evidence against you in a criminal trial."
 - (For personnel subject to the UCMJ) "You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer

can be a civilian you arrange for at no expense to the Government or a military lawyer detailed for you at no expense to you, or both."

(For civilians not subject to the UCMJ) "You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer can be one you arrange for at your own expense, or if you cannot afford a lawyer and want one, a lawyer will be appointed for you before any questioning begins."

- "If you are now willing to discuss the offense(s) under investigation, with or without a lawyer present, you have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if you sign a waiver certificate."

Make certain the suspect/accused fully understands his/her rights

THE WAIVER

"Do you understand your rights?"

(If the suspect/accused says "no," determine what is not understood, and if necessary repeat the appropriate rights advisement. If the suspect/accused says "yes," ask the following question.)

"Have you ever requested a lawyer after being read your rights?"

(If the suspect/accused says "yes," find out when and where. If the request was recent (i.e., fewer than 30 days ago), obtain legal advice whether to continue the interrogation. If the suspect/accused says "no," or if the prior request was not recent, ask him/her the following question.)

"Do you want a lawyer at this time?"

(If the suspect/accused says "yes," stop the questioning until he/she has a lawyer. If the suspect/accused says "no," ask him/her the following question.)

"At this time, are you willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer and without having a lawyer present with you?" (If the suspect/accused says "no," stop the interview and have him/her read and sign the non-waiver section of the waiver certificate on the other side of this form. If the suspect/accused says "yes," have him/her read and sign the waiver section of the waiver certificate on the other side of this form.)

SPECIAL INSTRUCTIONS

WHEN SUSPECT/ACCUSED REFUSES TO SIGN WAIVER CERTIFICATE. If the suspect/accused orally waives his/her rights but refuses to sign the waiver certificate, you may proceed with the questioning. Make notations on the waiver certificate to the effect that he/she has stated that he/she understands his/her rights, does not want a lawyer, wants to discuss the offense(s) under investigation, and refuses to sign the waiver certificate.

IF WAIVER CERTIFICATE CANNOT BE COMPLETED IMMEDIATELY. In all cases the waiver certificate must be completed as soon as possible. Every effort should be made to complete the waiver certificate before any questioning begins. If the waiver certificate cannot be completed at once, as in the case of street interrogation, completion may be temporarily postponed. Notes should be kept on the circumstances.

PRIOR INCRIMINATING STATEMENTS

- If the suspect/accused has made spontaneous incriminating statements before being properly advised of his/her rights he/she should be told that such statements do not obligate him/her to answer further questions.

- If the suspect/accused was questioned as such either without being advised of his/her rights or some question exists as to the propriety of the first statement, the accused must be so advised. The office of the serving Staff Judge Advocate should be contacted for assistance in drafting the proper rights advisal.

NOTE: If 1 or 2 applies, the fact that the suspect/accused was advised accordingly should be noted in the comment section on the waiver certificate and initialed by the suspect/accused.

WHEN SUSPECT/ACCUSED DISPLAYS INDECISION ON EXERCISING HIS OR HER RIGHTS DURING THE INTERROGATION PROCESS. If during the interrogation, the suspect displays indecision about requesting counsel (for example, "Maybe I should get a lawyer"), further questioning must cease immediately. At that point, you may question the suspect/accused only concerning whether he or she desires to waive counsel. The questioning may not be utilized to discourage a suspect/accused from exercising his/her rights (For example, do not make such comments as "if you didn't do anything wrong, you shouldn't need an attorney").

COMMENTS (Continued)



TIME - 2030

DATE - 20111210

PHOTO TAKEN BY - SSG GALLOWAY

LOCATION - SHU SOUTH

DESCRIPTION - PHOTO DEPICTING PRE-TRIAL MANNING'S HANDS AFTER A
PHYSICAL ALTERCATION WITH PRE-TRIAL ELLERBROCK.

MTPDR#00535-11

7



TIME - 2031

DATE - 20111210

PHOTO TAKEN BY - SSG GALLOWAY

LOCATION - SHU SOUTH

DESCRIPTION - PHOTO DEPICTING PRE-TRIAL MANNING'S FACE AFTER A
PHYSICAL ALTERCATION WITH PRE-TRIAL ELLERBROCK.

MPDR#00535-11

8

ManningB_00504454

Page 18 of 24

917 of 1505



TIME - 2035

DATE - 20111210

PHOTO TAKEN BY - SSG GALLOWAY

LOCATION - SHU SOUTH

DESCRIPTION - PHOTO DEPICTING PRE-TRIAL ELLERBROCK'S FACE AFTER A
PHYSICAL ALTERCATION WITH PRE-TRIAL MANNING.

MPDR#00535-11

9

SWORN STATEMENT

For use of this form, see AR 190-45, the proponent agency is PMG

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301, Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified
ROUTINE USES: Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval
DISCLOSURE: Disclosure of your social security number is voluntary

1. LOCATION Joint Regional Correctional Facility	2. DATE (YYYYMMDD) 2011/12/10	3. TIME 2058	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME Ellerbrock, David C.	6. SSN 298-90-7107	7. GRADE/STATUS Pre-Trial	
8. ORGANIZATION OR ADDRESS Joint Regional Correctional Facility, Ft Leavenworth KS 66027			

I, DC E Ellerbrock, David C., WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

They called for chow, we were getting ready to get frisk searched before we went to chow. SHANLEY was coming back from his cell, rubbing his eyes. MANNING stepped in front of him, SHANLEY bumped into him, MANNING bucked at him like he was going to hit him for no reason. Then I told MANNING that disrespectful, you probably don't want to do that where your going after this, you should probably chill out. Then I started talking to SHANLEY about someone else from the DB that was always complaining and I used to make fun of. I made a baby cry twice. After that, MANNING charges at me, grabbed the side of my shirt and hit me in my shoulder three times. I stood there with my hands in my pockets the whole time.

Q: INV WERTS

A: Pre-Trial ELLERBR CK DC E

Q: Who was present when the incident took place?

A: Everyone in Kilo DC E

Q: Did you touch, strike or assault Pre-Trial MANNING?

A: No DC E

Q: Did you make any comments to Pre-Trial MANNING that would provoke him into hitting you?

A: He may have thought that I was talking about him, but I wasn't I was talking about another guy. He may have thought I was still talking to him DC E

Q: Did you make baby cry noises towards Pre-Trial MANNING?

A: Not towards him, towards somebody else DC E

Q: Were you mocking Pre-Trial MANNING at anytime?

A: No, I wasn't trying to. If he felt that I was, I wasn't trying to DC E

Q: Did you make any hand gestures at MANNING?

A: Not that I can recall. DC E

Q: How many times did Pre-Trial MANNING hit you?

A: Three DC E

Q: Where did he hit you?

A: Shoulder DC E

Q: Was it a closed fist?

A: I don't know DC E

Q: Do you have anything else to add to this statement?

A: I feel like I am being wrongly prosecuted. DC E

Q: Do you have anything else to add to this statement?

A: No DC E

END OF STATEMENT

10. EXHIBIT

11. INITIALS OF PERSON MAKING STATEMENT

DC E

PAGE 1 OF

2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF

TAKEN AT

DATE

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF Ellerbrock, David C. TAKEN AT Fort Leavenworth KS DATED 2011/12/10 DCF

9. STATEMENT (Continued)

AFFIDAVIT

I, David Ellerbrock, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE DCF 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[Signature]
(Signature of Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of December, 2011

at Joint Regional Correctional Facility

[Signature]
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

Werts, Courtney M-RV
(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136 (b)(4) UCMJ
(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

DCF

PAGE 2 OF 2 PAGES

SWORN STATEMENT

For use of this form, see AR 190-45 the proponent agency is PMG

PRIVACY ACT STATEMENT

AUTHORITY: Title 10, USC Section 301, Title 5, USC Section 2951; E.O. 9397 Social Security Number (SSN).

PRINCIPAL PURPOSE: To document potential criminal activity involving the U.S. Army, and to allow Army officials to maintain discipline, law and order through investigation of complaints and incidents.

ROUTINE USES: Information provided may be further disclosed to federal, state, local, and foreign government law enforcement agencies, prosecutors, courts, child protective services, victims, witnesses, the Department of Veterans Affairs, and the Office of Personnel Management. Information provided may be used for determinations regarding judicial or non-judicial punishment, other administrative disciplinary actions, security clearances, recruitment, retention, placement, and other personnel actions.

DISCLOSURE: Disclosure of your SSN and other information is voluntary.

1. LOCATION Joint Regional Correctional Facility	2. DATE (YYYYMMDD) 2011/12/10 TR	3. TIME 2038 TR	4. FILE NUMBER
5. LAST NAME, FIRST NAME, MIDDLE NAME Robinson, Terrance	6. SSN 000-00-0114	7. GRADE/STATUS E-5/RA	
8. ORGANIZATION OR ADDRESS 165th Military Police Co., Ft Leavenworth, KS 66027			

TR, SGT Robinson, Terrance, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH

ON 10 DECEMBER 2011 WHILE PERFORMING DUTIES AS KILO HOUSING UNIT CORRECTIONAL NCO I, SGT ROBINSON, 165TH MP CO., OBSERVED THE FOLLOWING: WHILE THE PRE-TRIALS WERE LINED UP FOR CHOW AND BEING FRISK SEARCHED PRE-TRIAL MANNING TURNED TO PRE-TRIAL ELLERBROCK WHO WAS STANDING AGAINST THE WALL BEHIND PRE-TRIAL MANNING AND PRE-TRIAL MANNING STRUCK PRE-TRIAL ELLERBROCK REPETEDLY WITH A CLOSED FIST. PV2 VIPPERMAN AND I NOTICED PRE-TRIAL MANNING TAKE A STEP BACK AND THE PALS ALARM WAS SET OFF. PRE-TRIAL MANNING PLACED BOTH HANDS UP AND WAS TOLD TO STEP OVER BY PV2 VIPPERMAN TOWARDS THE CLEANING CLOSET AREA. WHEN THE RESPONSE FORCE CAME IN AND REMOVED PRE-TRIAL MANNING HE WAS ESCORTED TO THE SHU. NO FURTHER INCIDENTS OCCURRED. WATCH COMMANDER WAS INFORMED OF THE EVENTS. TR

Q: INV Wrote

A: SGT Robinson TR

Q: Who was present when the incident took place?

A: Myself and PV2 Vipperman TR

Q: Do you know why the incident started?

A: Ellerbrock told Manning that he was going to get his ass kicked at the D.B. with the words his attitude is. TR

Q: Did Ellerbrock make baby crying noises towards Pre-trial Manning?

A: No. TR

Q: Did Pre-trial Ellerbrock provoke Pre-Trial Manning?

A: Yes, you could say so with the words that he used. When he told him he was going to go to the D.B. and get his ass kicked. TR

Q: Did Pre-trial Ellerbrock strike Pre-Trial Manning?

10. EXHIBIT	11. INITIALS OF PERSON MAKING STATEMENT TR	PAGE 1 OF 2 TR PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF" TAKEN AT DATED

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED

STATEMENT OF Robinson, Terrence TAKEN AT Elk River, MN DATED 2011/12/10 TR

9. STATEMENT (Continued)

A: No, his hands were in his pockets TR

Q: Did Pre-Trial Manning strike Pre-trial Elkerbrock?

A: Yes he did. TR

Q: How many times?

A: 4 consecutive times in the upper body region. TR

Q: Did Pre-trial Manning make any statements during the incident?

A: No, I didn't hear him say anything. TR

Q: Was Pre-trial Elkerbrock mocking Pre-trial Manning?

A: No, he was standing by the shower with his hands in his pockets. He didn't mock him. TR

Q: Do you have anything else to add to this statement?

A: No. TR

TR
/// END OF STATEMENT ///

AFFIDAVIT

I, Robinson, Terrence, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2 I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT

[Signature]
(Signature of Person Making Statement)

WITNESSES

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 10th day of December 2011

at

Chandlers Hotel
(Signature of Person Administering Oath)

ORGANIZATION OR ADDRESS

MV Courts, Courtne
(Typed Name of Person Administering Oath)
Art 136(b)(4) DCMJ
(Authority to Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

TR

PAGE 2 OF 2 TR PAGES

DATE: 10 DEC 11

MEMORANDUM FOR : MANNING, BRADLEY REG #89289

ASSAULT CONSUMMATED BY BATTERY (CAT IV)
DISORDERLY CONDUCT (CAT III)

Military Police Investigator for this case is INV LACUNIAK

- X You are hereby notified that you are under investigation for the above offense(s).
- ___ You are hereby notified that you are under investigation for mail that you received or attempted to mail out at the ISB mailroom that is in violation of USDB Reg. 600-1. This mail is being held in the MPI office. The Investigator will review your status and you will be notified upon completion of the investigation. Items presented during the review will be used by the reviewing Officer to make a decision to continue or terminate your status.
- ___ You are pending investigation for the above offense(s). The Investigator will review your status within the next 72 hours. Items presented during the review will be used by the Reviewing Officer to make a decision to continue or terminate your status.
- X You are being moved and placed in ASPI (Administrative Segregation Pending Investigation) status reference an ongoing investigation of inmate misconduct. The Administrative Segregation Review Officer will review your status within 72 hours. Items presented during the review will be used by the Reviewing Officer to make a decision to continue or terminate your AS status.
- ___ You will be scheduled to appear before a Discipline and Adjustments board within 7 days (excluding weekends and holidays), pending the outcome of an investigation and opportunity to seek counseling from Trial Defense Service attorneys, as applicable (3-member boards only).
- ___ You are hereby notified you that the disposition of your charge(s) is a File Unfavorable.
- ___ I Concur/Non-Concur with the above disposition.
- ___ If you non-concur with this disposition of a File Unfavorable, the report will be forwarded to MPI for further investigation.


Warren Freeman
SFC, USA
Watch Commander

I, Pre-trial MANNING, BRADLEY REG #89289 acknowledge the above information.


Inmate Signature

10 DEC 2011
Date Notified

))))))))))

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)
)

Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211

**Prosecution Response to
Defense Motion to Dismiss
for Unlawful Pretrial Punishment**

Enclosure 46

17 August 2012

Appellate Exhibit 259
Enclosure 46
have been entered into
the record as a CD/DVD
and will be maintained
with the original
Record of Trial

Manning, Bradley E.
PFC, U.S. Army,
HHC, U.S. Army Garrison,
Joint Base Myer-Henderson Hall
Fort Myer, Virginia 22211



DEPARTMENT OF THE NAVY
OFFICE OF THE SECRETARY
1000 NAVY PENTAGON
WASHINGTON, DC 20350-1000

SECNAVINST 1640.9C
PERS-68
03 Jan 2006

SECNAV INSTRUCTION 1640.9C

From: Secretary of the Navy

Subj: DEPARTMENT OF THE NAVY CORRECTIONS MANUAL

Ref: (a) Uniform Code of Military Justice (UCMJ)
(b) U.S. Navy Regulations, 1990
(c) NAVSO P-6064, Manual for Courts-Martial (MCM),
United States (2005 edition)
(d) 10 U.S.C., Chapter 48
(e) SECNAVINST 5815.3J
(f) Judge Advocate General Manual (JAGMAN)
(g) NSEC Hull Type Drawing 804 5959213 (NOTAL)
(h) OPNAVINST 1640.8
(i) MCO 1640.3F (NOTAL)
(j) NAVFAC P-80, Planning Criteria for Navy and Marine
Corps Shore Installations of 1 Oct 82 (NOTAL)
(k) Military Handbook 1037/4, Brigs and Detention
Facilities of 15 Jul 89 (NOTAL)
(l) NAVMED P-117, Manual of the Medical Department,
U.S. Navy (NOTAL)
(m) NAVSO P-1000, Financial Management Policy Manual
(n) SECNAVINST 5212.5D
(o) NAVPERS 15560D, Navy Military Personnel Manual
(MILPERSMAN)
(p) SECNAVINST 5800.11A
(q) Defense Joint Military Pay System Procedures Training
Guide (DJMS PTG) (NOTAL)
(r) Folio for Navy Standard Integrated Personnel System
(NSIPS) (NOTAL)
(s) DODI 1325.7 of 17 Jul 01
(t) DOD 1325.7-M of 27 Jul 04
(u) OPNAVINST 6110.1H

Encl: (1) Department of the Navy Corrections Manual

1. Purpose. To issue standardized policies and procedures for the operation of Navy and Marine Corps confinement facilities. This instruction is a complete revision and should be reviewed in its entirety.

2. Cancellation. SECNAVINST 1640.9B and SECNAVINST 1640.7D.
3. Discussion. Provisions of enclosure (1) apply to Navy and Marine Corps confinement facilities (ashore and afloat) and detention facilities. References (a) through (u) are applicable. Supplemental instructions may be issued as necessary for operation of each confinement and detention facility.
4. Action. Each addressee is responsible for administration of Department of the Navy (DON) corrections program per this manual. Recommended changes should be forwarded via the chain of command to Assistant Secretary of the Navy (Manpower and Reserve Affairs) (ASN (M&RA)).
5. Forms and Reports
 - a. Requisition and availability of forms is provided in appendix A.
 - b. Reporting requirement (BUPERS 1640-1) contained in article 8110 of this manual is required, unless Correctional Management Information System (CORMIS) is used.
 - c. All other reports are exempt from reports control by SECNAVINST 5214.6B.

William A. Navas, Jr.
Assistant Secretary of the Navy
(Manpower & Reserve Affairs)

Distribution:
Electronic only via Navy Directives Website
<http://neds.daps.dia.mil>

MAJOR REVISIONS

CHAPTER 1. AUTHORITY AND GENERAL POLICY

a. Article 1204. To the greatest extent possible, national accreditation standards issued by the American Correctional Association (ACA) shall be followed in determining corrections policies and administering confinement facilities and functions.

b. Article 1201.1b. While Department of Defense (DOD) forms depict the term "inmate," that term shall only be used in that context within this manual. The term "inmate" shall not be used in any other form within naval corrections.

c. Articles 1201.5d(3), 1201.5e(5), and 1201.5d(3). Cycle of Echelon 2/3 commands' on-site inspections changed from at least annual to periodic.

d. Article 1201.4. Revised to incorporate SECNAV Instruction 1640.7D.

CHAPTER 2. PHYSICAL PLANTS AND MAJOR EQUIPMENT

a. Article 2201.3a. Pretrial confinement facility now classified as a "confinement facility" vice "detention facility".

b. Article 2201.5a. Agreements concerning post-trial confinement of other service prisoners shall be coordinated through Navy Personnel Command (NAVPERSCOM) (PERS-68) or Commandant of the Marine Corps (CMC) Physical Security Division, Law Enforcement Branch, Corrections Section (PSL).

c. Article 2203.5. Future construction and renovation of shore facilities shall incorporate ACA Standards to the largest extent possible.

d. Article 2201.3b. Alterations to a ship's brigs require approval of the type commander, Echelon 2/3 command, and NAVPERSCOM (PERS-68).

e. Article 2205.3. Use of concertina/razor wire to lace fences is authorized where blade length is equal or less than 1 1/2 inches. Use of concertina/razor wire to lace fences where

blade length exceeds 1 1/2 inches is authorized only with prior approval of NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

f. Article 2205.10. Areas within immediate proximity and surrounding the facility shall be posted as restricted areas. Additionally, warnings shall be posted that photography and video/digital recording is prohibited.

g. Article 2206.4a(2). Privacy and acoustical separation shall be provided for legal and official visits, and command visits when requested.

h. Article 2209.1d(1). At a minimum, power generators shall be inspected weekly and load tested quarterly. Appropriate documentation shall be maintained by the facility. Such load testing shall be conducted only by authorized installation personnel.

i. Article 2302. Inspections required for inclusion into the brig log consolidated and recording requirements modified.

CHAPTER 3. STAFF

a. Article 3102.3. Supervisory positions extended to recognize executive officer (XO), officer in charge (OIC), and chief petty officer in charge (CPOIC).

b. Article 3201.2. Organizational structure modified to place billets of chaplain, medical/dental officer, and staff specialists at operational level vice command level.

c. Article 3201.2d. Billets of funds and valuables custodian/assistant and collection agent as authorized custodians clarified.

d. Article 3202.3f. Program evaluator replaces program developer/monitor with expanded duties and responsibilities.

e. Article 3202.5a. Security supervisor's duties and responsibilities merged with operations officer.

f. Article 3204. Combined duties and collateral tasks deleted in favor of BRIG O discretion.

g. Article 3401. Requirement for annual review of post orders by BRIG O established.

h. Article 3503. In-service training requirements for staff and support personnel updated.

CHAPTER 4. CONTROL, SECURITY, EMERGENCIES

a. Throughout. Use of DD Forms enclosed in reference (s) directed over the use of forms previously in use.

b. Article 4201.1 Objective based classification system as required per reference (s), or CORMIS electronic equivalent directed for use in all confinement facilities.

c. Article 4201.2c and 4201.2d. Working party escort to prisoner ratios defined to distinguish brig staff and unit escort requirements.

d. Article 4201.2e. Eligibility guidelines for installation custody prisoners changed ~~to not~~ more than 11 months vice 6 months from minimum release date.

e. Article 4201.4. Additional factor of length or potential length of sentence shall be considered in assessing higher custody classifications.

f. Article 4202.8. Use of Adult Inmate Management System (AIMS) in Marine Corps confinement facilities is at discretion of the commanding officer (CO).

g. Article 4307.4. Use of non-lethals may be authorized by the CO, or higher authority. Where authorized, CO shall publish policy governing training requirements and application.

h. Article 4309.5. The statement "Restraints will not normally be used in the transportation of prisoners on station..." deleted to be more consistent with article 4401.

i. Article 4403. Use of non-lethals added.

CHAPTER 5. DISCIPLINE

a. Article 5101.2c. Authority provided for CO/OIC to delegate, in writing, to the next subordinate officer (ZO, assistant BRIG O, or equivalent) authority to impose all authorized administrative disciplinary measures except forfeiture of good conduct time (GCT)/Earned Time (ET), disciplinary segregation, and special diet.

b. Article 5102.3a. Deleted authorization for staff subordinate to CO/OIC to withhold privileges from an individual prisoner.

c. Article 5103. New. Confinement Facility Offenses with Associated Categories and Authorized Administrative Disciplinary and Management Actions.

d. Article 5104. New. Confinement Facility Offenses.

e. Article 5105.2. Suspension of any administrative disciplinary measures for a probationary period shall not exceed 6 months.

f. Article 5201.2. Pretrial prisoners in Navy confinement facilities (both officers and enlisted) shall not wear metal rank insignia while confined in the facility except for courts-martial appearances; they shall be authorized to wear their cloth grade insignia on their working uniform if their working uniform allows for such. Post-trial prisoners shall not wear rank insignia while confined in a naval confinement facility.

CHAPTER 6. CORRECTIONAL PROGRAMMING

a. Article 6103.1. Established minimum levels of programs per DODI 1325.7 of 17 Jul 01, reference (s).

b. Article 6314.1e. Policy regarding the type/content of movies and television programs provided.

CHAPTER 7. CONFINEMENT, RELEASE, TRANSFER

a. Article 7103.2b. Policy regarding retraining and movement of officer prisoners provided.

b. Article 7103.2g. Policy for administering discharged military prisoners provided.

c. Article 7302.1e. For hospitalized Medium Custody In (MDI) detainees, the confinement facility commander shall provide or coordinate parent command escort responsibilities. Confinement facility commander shall provide escorts for all maximum custody prisoners (pretrial/post-trial) per NAVMEDCOMINST 6320.11.

d. Article 7304.3h. Confinement facilities shall ensure appropriate Victim/Witness Assistance Program (VWAP) notifications are accomplished, per article 8307 of this manual and reference (p) upon release.

e. Article 7304.3i. DD 2791-1, The Prisoner's Acknowledgment of Sex Offender Registration Requirements, and DD 2791, Notice of Release of Military Offender Convicted of Sex Offense are completed as required upon release.

CHAPTER 9. ADMINISTRATIVE MATTERS

a. Article 8103.2. A VWAP file shall be maintained separately by the appointed VWAP Coordinator on all applicable prisoners, per DOD 1230.1 and reference (p).

b. Article 8103.3. A sexual offender registry file shall be maintained separately by the appointed staff member on all prisoners convicted of covered offenses, as per reference (s).

c. Article 8104. Where confinement facilities and Correctional Custody Units (CCUs) are co-located, consolidated brig logs are authorized.

d. Article 8104.1. Removed the requirement for a prisoner to sign the medical log acknowledging receipt of medication; medication issued shall be properly documented on NAVMED 655 /9, Medication Administration Record.

e. Article 8104.3. At a minimum, verification of identity presented shall include visitor's name, photograph, and date of birth.

f. Article 8106. Prisoner identification badge requirements revised to depict abbreviated SSN, branch of service, and discharge status. Electronic badges authorized.

g. Article 8111. VMAP files shall not be forwarded to the Federal Records Center (FRC). VMAP files shall be separately maintained by the confinement facility and destroyed 2 years from date of release.

h. Article 8209.2. Minimum gratuitous issue for health and comfort items increased from \$10 to \$20; maximum gratuitous issue identified as \$40, per DOD 7000.14-R of Feb 96, article 120213 of DOD Financial Management Regulation, volume 10, chapter 12.

i. Article 8301. Correspondence policy and procedures revised in its entirety.

- (1) List of privileged correspondents expanded.
- (2) Procedures established for monitoring incoming and outgoing correspondence.
- (3) Causes for rejection clarified and expanded.
- (4) Prisoner permitted an opportunity to review rejected material for purposes of filing an appeal.
- (5) Appeal process established for rejected material.
- (6) Authority for CO/OIC/CPOIC to restrict prisoner correspondence established.
- (7) A prisoner may be permitted to correspond with a prisoner confined in any other penal or correctional facility, subject to limitations.

j. Article 8301.11. Newspapers, periodicals, and other mailed matter.

- (1) Definitions provided.
- (2) Establishment of a literary review board to review publications to determine if an incoming publication is

detrimental to the security, discipline, or good order of the confinement facility, or if the publication might facilitate criminal activity.

(3) Causes for rejection identified.

(4) Appeal process established for rejected material.

k. Article 8301.13b. The CO/OIC/CPOIC may deny visitation for cause (e.g., civilian or military protective orders, legitimate rehabilitative interests, and the good order, discipline, and security of the facility).

l. Article 8308. Sexual Offender Registration Program requirements identified.

m. Article 8304. The requirement for confinement facilities to submit fingerprints to the Federal Bureau of Investigations (FBI) is deleted. Confinement facilities shall, however, continue to collect and maintain fingerprints on all pretrial and post-trial prisoners upon arrival for inclusion into the prisoners' records via use of the FBI Fingerprint Card (FD-249).

CHAPTER 9. SENTENCE COMPUTATION

a. Article 9101.1 (Policy). Sentences to confinement adjudged on or after 27 July 2004 shall be computed per the procedures provided in reference (t). This may be done through automated means, but when manually computing a sentence, the expiration tables within reference (t) and DD 2710-1, Prisoner Sentence Computation, shall be used.

b. Article 9102 (Definitions). Definitions updated throughout to coincide with DOD policy.

c. Article 9201. Per DOD policy, GCT, EI, and special acts abatement (SAA) are revised and implemented within naval confinement facilities.

CHAPTER 10. MISCELLANEOUS SERVICES

a. Article 10104. Procedures for management of prisoners with Human Immunodeficiency Virus (HIV)/Acquired Immune Deficiency Syndrome (AIDS) are expanded.

b. Article 10201.2. Procedures for management of prisoners on hunger/drinking strikes are expanded.

c. Article 10203. Training and qualification requirements for military barbers (staff and prisoners) clarified.

CHAPTER 11. SHIPS' BRIGS. Article 11103.3. Conflicting assignments shall be avoided. Security force personnel may be assigned confinement facility duty provided no other law enforcement-related duties are also assigned.

CHAPTER 12. DETENTION FACILITIES. Article 12502.2b. Where exigent circumstances require detention of individuals prior to medical evaluation, the examination shall be accomplished in a period not to exceed 4 hours.

CHAPTER 13. CORRECTIONAL CUSTODY. Added as a new chapter. This chapter replaces SECNAVINST 1640.7D and revision of OPNAVINST 1640.7A is being written with specific guidance.

APPENDIX. Add NAVMED 6550/8, Medical Administration Form, S/N 0105-LF-216-5581.



SECNAVINST 1640.9C
03 Jan 2006

DEPARTMENT OF THE NAVY

CORRECTIONS MANUAL

Enclosure (1)

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CHAPTER 1
AUTHORITY AND GENERAL POLICY

SECTION 1. AUTHORITY

1101. UNITED STATES CODE (U.S.C.). Basic authority to establish and operate correctional facilities, reference (d), states

1. The Secretaries concerned may provide for the establishment of such military correctional facilities as are necessary for the confinement of offenders against chapter 47 of this title.

2. The Secretary concerned shall:

a. Designate an officer for each armed force under his jurisdiction to administer military correctional facilities established under this chapter.

b. Provide for the education, training, rehabilitation, and welfare of offenders confined in a military correctional facility of his department.

c. Provide for the organization and equipping of offenders selected for training with a view to their honorable restoration to duty or possible reenlistment.

3. There shall be an officer in command of each major military correctional facility. Under regulations to be prescribed by the Secretary concerned, the officer in command shall have custody and control of offenders confined within the facility which he commands, and shall usefully employ those offenders as he considers best for their health and reformation, with a view to their restoration to duty, enlistment for future service, or return to civilian life as useful citizens.

4. There may be made or repaired at each military correctional facility such supplies for the armed forces or other agencies of the United States as can properly and economically be made or repaired at such facilities.

1102. DEPARTMENT OF DEFENSE DIRECTIVE (DODD) 1325.4. Paragraph 5.3 of DODD 1325.4 of 17 August 2001 implements provisions of reference (3) and provides policy and responsibilities to

Secretaries of the Military Departments for administration and operation of military corrections programs and facilities under their cognizance.

1103. UNITED STATES NAVY REGULATIONS. Article 1105 of reference (b) sets the following parameters:

1. Prisoners shall be confined only in confinement facilities or other facilities designated as naval places of confinement by the Secretary of the Navy (SECNAV). However, in cases of necessity, the senior officer present may authorize temporary confinement in spaces which provide sufficient security features, safety for both the prisoner and guard personnel, and adequate living conditions.

2. Intoxicated persons or persons under the influence of marijuana, narcotics or other controlled substances shall not be confined in any place or manner that may be dangerous to them in their condition.

1104. ACCREDITATION. To the greatest extent possible, national accreditation standards issued by American Correctional Association (ACA) shall be followed in determining corrections policies and administering confinement facilities and functions for shore confinement facilities.

SECTION 2. GENERAL POLICY

1201. SECNAV POLICY

1. General

a. Discipline is to be administered on a corrective rather than a punitive basis, and naval confinement facilities are to be administered on a uniform basis. It is desirable for persons under sentence of courts-martial or other military tribunals to be accorded uniform treatment in furtherance of equality within the Department of the Navy (DON) and in justice to the individuals concerned.

b. While DOD forms depict the term "inmate," that term shall only be used in that context within this manual. The term

"inmate" shall not be used in any other form within naval corrections.

c. The term "prisoner," as used hereafter in this manual, refers to any detained or confined person in naval confinement, unless otherwise specifically noted.

2. Corrections Manual. This manual is the primary policy statement of SECNAV applicable to confinement and correction of naval offenders. Treatment of persons in naval confinement shall be uniform and per the provisions of reference (a). Major purpose of all awarded confinement is correction of members confined. Confined naval personnel retain all of rights and responsibilities of other service personnel in a duty status except those which are expressly, or by implication, taken away under provisions of reference (a) and such regulations as may be issued by competent authority. Local instructions, directives, and standard operating procedures (SOPs) may supplement, but not supplant, policies and procedures set forth in this manual.

3. Parole of Sentenced Prisoners. SECNAV is authorized by section 952 of reference (d) to provide a system of parole for offenders who are confined in military confinement facilities and who were at the time of commission of their offenses subject to their authority. Policy and procedures for naval clemency and parole systems are provided in reference (e).

4. Correctional Custody. This manual is also the primary policy statement of SECNAV applicable to the administration of correctional custody. Policy and procedures for administering correctional custody within the naval service are set forth in chapter 13 of this manual. Local instructions, directives, and standard operating procedures (SOPs) may supplement, but not supplant, policies and procedures set forth in this manual.

5. Delegation of Authority. Navy Personnel Command (NAVPERSCOM) (PERS-68) and Commandant of the Marine Corps (CMC) (PSL Corrections) are designated to administer confinement facilities and correctional custody units per this manual, Navy Regulations, DOD Directives and Instructions, and 10 U.S.C.

a. NAVPERSCOM (PERS-68) shall exercise primary and final responsibility for developing and issuing corrections and correctional custody policy and procedures within the naval

service in all matters not endemic to the United States Marine Corps, and is responsible for the operation of Naval Consolidated Brigs.

b. NAVPERSCOM (PERS-68) is responsible for inspection of Echelon 2/3 commands' corrections and correctional custody programs and facilities in order to evaluate performance, and to provide guidance on all corrections and correctional custody matters. Responsibilities shall include, but not be limited to the following:

- (1) Maintaining cognizance over this manual.
- (2) Maintaining cognizance over related or supplemental instructions and coordinating content of instructions issued by other naval activities which impact upon confinement.
- (3) Preparing standardized inspection formats for Echelon 2/3 command inspections. Conducting periodic inspections (approximately 18 months) of confinement facilities to ensure this manual is implemented and actions are taken to correct deficiencies.
- (4) Conducting on-site visits and providing technical assistance to all Navy commands operating naval confinement facilities and correctional custody units.
- (5) Providing Echelon 2/3 commands assistance and training in connection with operation of confinement facilities and appropriate direction as needed.
- (6) Evaluating functional adequacy of Navy confinement facilities and correctional custody units (CCUs); reviewing planned alterations and new construction projects; and making appropriate recommendations for action by SECNAV to designate authorized places of naval confinement.
- (7) Developing and managing a system governing transfer of Navy prisoners between military confinement facilities. Acting as the final authority for designating the place of confinement within Navy correctional facilities for all prisoners. Developing inter-service support agreements with other services for confinement of Navy prisoners. Developing

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procedures to effect transfer of Navy prisoners to civilian confinement facilities and approving all such transfers.

(8) Establishing and maintaining a system to evaluate and provide statistical confinement and correctional custody data and an evaluation of corrections and correctional custody program(s) and management, and disseminating the information developed.

(9) Developing, evaluating, and monitoring correctional and correctional custody training programs for corrections personnel and prisoners.

(10) Providing technical assistance when requested in all areas of confinement and correctional custody to CMC (PSL Corrections).

(11) Acting as primary agent for SECNAV in all confinement matters relative to DOD and inter-agency activities.

(12) Representing Navy on DOD Corrections Council.

c. CMC (PSL Corrections) shall support NAVPERSCOM (PERS-68) in developing and issuing corrections and correctional custody policy and procedures, and control operations of all Marine Corps confinement facilities and CCUs. This responsibility shall include but is not limited to the following:

(1) Developing and staffing appropriate changes to this manual and related Marine Corps directives.

(2) Developing and coordinating a system governing transfer and transport of Marine Corps prisoners among DOD and Federal confinement facilities.

(3) Establishing, maintaining, and providing Marine Corps statistical corrections and correctional custody data, and shall provide for an evaluation of corrections and correctional custody program(s) and management and disseminating the information developed.

(4) Serving as Marine Corps' point of contact for all corrections matters. Maintain liaison with Federal and State

corrections agencies, as well as other military services in regard to Marine Corps prisoners.

(5) Conducting triennial, or as deemed necessary, on-site inspections of Marine Corps confinement facilities and CCUs. Assign rated capacities and functional adequacy classifications.

(6) Representing Marine Corps on DOD Corrections Council.

(7) Serving as occupational field sponsor for corrections field.

d. Navy Echelon 2/3 commands with operational control over confinement facilities and commanding generals of Marine Corps installations, through the chain of command, are directly responsible for operations of confinement facilities within their claimancy/installation. Involvement of the chain of command in the operation of confinement facilities is essential. This responsibility shall include the following:

(1) Maintaining cognizance of confinement facilities under their command and ensuring their compliance with this manual and all other applicable directives.

(2) Maintaining cognizance over locally published supplemental instructions concerning corrections policy and procedures.

(3) Ensuring periodic on-site inspections of confinement facilities and CCUs per inspection formats provided by NAVPERSCOM (PERS-68) or CMC (PSL Corrections). Persons conducting inspections must be qualified corrections specialists. A copy of all such inspection reports shall be forwarded to NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

(4) Ensuring confinement facilities and CCUs conform to functional adequacy standards as issued by NAVPERSCOM (PERS-68) or CMC (PSL Corrections). When not possible to meet functional adequacy standards due to facility configuration/construction, or due to funding constraints, submit a waiver request or a military construction project for renovation or replacement of the facility.

(5) Planning and designing for construction/alteration of confinement facilities and CCUs shall be submitted to NAVPERSCOM (PERS-68) or CMC (PSL Corrections) for approval.

(6) Ensuring staffing for confinement facilities within their claimancies is per manpower requirements of each service.

1202. CORRECTIONAL PHILOSOPHY

1. Philosophy of naval corrections is based on recognition of the fact that, whether it be confinement or in some other form, punishment alone is seldom corrective. Confinement is punishment because it denies members their liberty and separates them from their families, friends, and most normal activities. It means loss of status and disapproval of the individual offender by the military society. Confinement sharply limits the prisoners' privileges, freedom of action, and opportunities for personal satisfaction. More significantly, it also lowers their self-respect.

2. Members are sentenced to confinement as punishment; they are not confined for punishment by any member of the staff of a confinement facility except as provided for by law and regulation. Hazing, harassment, unauthorized exercises, unnecessary restrictions or deprivations, and demeaning treatment serve no useful purpose and are prohibited. The friction they cause creates tension between staff and prisoners and leads to acts of aggression, retaliation, and serious individual or mass disturbances. Prisoners forced to comply with unreasonable, unnecessary, and unmilitary routines lose respect for the authority which imposes them.

3. Length of time a person spends in confinement does not automatically bring a change in the individual's life; however, the staff members' intelligent and professional performance of their correctional duties can provide the environment in which prisoners can more readily see and incorporate responsibility into their own lives.

4. This manual sets forth procedures which ensure fair, impartial, and humane treatment of prisoners in compliance with law, regulation, and naval policy. It provides for a correctional program which includes counseling and a systematic evaluation of prisoners which is a prerequisite for intelligent

decisions on custody, work, training, clemency, and disposition. The program includes work, military and physical training (PT), an opportunity for self improvement, recreation, and religious participation. The goal is to restore the maximum number of prisoners to duty at the earliest time, better prepared to perform useful, offense-free service, and thus salvage the individual member and, in part, the money and effort spent in recruitment, training, and discipline. Absent restoration, prisoners shall be prepared to return to productive, offense-free civilian life as part of naval service's obligation to the greater community-at-large.

SECTION 3. APPLICABILITY AND EXCEPTIONS

1301. APPLICABILITY

1. This manual is the basic directive of SECNAV governing naval corrections and takes precedence in all matters thereto.
2. NAVPERSCOM (PERS-68) and CMC (PSL Corrections) shall issue instructions and procedures to ensure uniform application of this manual within their service.
3. COs may issue local instructions to implement these procedures. Copies of local instructions shall be provided to Echelon 2/3 commands and NAVPERSCOM (PERS-68) or CMC (PSL Corrections).
4. Departmental bureaus and offices exercising primary command or support over a field activity having an approved confinement facility shall include the task of operating that facility in the tasks and mission of the appropriate echelon within the command structure to which the facility belongs. Staff personnel provided by other military services shall be under operational control of the organization tasked with command of the confinement facility, unless otherwise stipulated by inter-service support agreements.

1302. EXCEPTIONS

1. Exceptions to the provisions of this manual shall be forwarded, via the chain of command, to NAVPERSCOM (PERS-68) or CMC (PSL Corrections), as appropriate. Such waiver requests shall provide justification and, where applicable, indicate any

measures considered necessary to compensate for the waived requirement(s).

2. Permanent waivers shall not be granted for fire, life, or safety issues; however, a temporary waiver may be granted for a maximum of 18 months under the same procedures as above. If waivers are requested for fire, life, or safety issues, such requests shall be coordinated with the installation fire and safety departments. If approved after further coordination with cognizant headquarters level fire or safety agencies, NAVPERSCOM (PERS-68) or CMC (PSL Corrections) shall provide or approve any operational guidance required to reduce possibilities of injury or loss of life.

3. Requests for extensions of waivers involving fire, life, or safety issues shall be forwarded to Assistant Secretary of the Navy (Manpower and Reserve Affairs) (ASN (M&RA)) with endorsement of each echelon, and shall provide justification for the extension, to include circumstances preventing resolution of the discrepancy during the waiver period. If waivers are not approved, spaces affected shall be closed and not operated until discrepancies are eliminated. Echelon 2/3 commands shall determine when the discrepancy has been resolved and shall notify all concerned.

4. Older facilities are not expected to immediately be in compliance with new requirements, except for fire, life, and safety issues. Needed waivers for physical plant features not easily renovated shall be continuously monitored by Echelon 2/3 commands, and reviewed during on-site inspections. Inspection reports shall comment on waiver status.



CHAPTER 2
PHYSICAL PLANTS AND MAJOR EQUIPMENT

SECTION 1. CLASSIFICATIONS - PHYSICAL PLANTS

2101. FUNCTIONAL TYPES CLASSIFICATION

1. Shore Confinement Facility. A shore confinement facility is a place of confinement established as an activity or at a local command of the shore establishment, and designated by the Secretary of the Navy (SECNAV) as a naval place of confinement. Shore brigs are further classified as follows:

a. Pretrial Confinement Facility. Pretrial Confinement Facilities may be established in areas where: a confinement facility is not readily accessible; there is a need for pretrial and very short-term post-trial confinement; average number of detainees/prisoners does not justify more than 20 confinement spaces; and the full range of correctional programs provided by confinement facilities is not required. Navy Personnel Command (NAVPERSCOM) (PERS-68) or Commandant of the Marine Corps (CMC) (PSL Corrections) shall establish programs and staffing guidance separately. These facilities, when designated by SECNAV as a naval place of confinement, may be used for extended pretrial confinement and, as a matter of necessity in some cases, post-trial confinement up to 30 days.

b. Waterfront Brig/Level I Confinement Facility. Waterfront Brigs/Level I Confinement Facilities are located on operating Navy or Marine Corps installations to service local needs and normally contain a correctional custody unit (CCU) and a short-term confinement facility that houses pretrial detainees, prisoners who will return to duty, or prisoners who are being discharged after serving short sentences, usually less than a year. Programs emphasize military discipline, training, work, and skills needed to succeed in the military environment.

c. Consolidated Brig/Level II Confinement Facility. Consolidated Brigs/Level II Confinement Facilities provide confinement and rehabilitation opportunities for prisoners who will be discharged or transferred to the United States Disciplinary Barracks (USDB) or to Federal prisons if their offenses and sentences, after the appellate process, allow such

a transfer. Department of Defense (DOD) guidance, reference (s), directs the maximum sentence length for a Level II Facility. Consolidated Brigs/Level II Confinement Facilities may provide local pretrial confinement, if economically warranted. Where economies and efficiencies are present, and through coordination with the DOD Corrections Council, NAVPERSCOM (PERS-63) or CMC (PSL Corrections) may designate facility classifications as appropriate.

2. Ship's Brig. Prior to being operated as an authorized naval place of confinement, a ship's brig, included in the original construction or added during an authorized conversion, shall be inspected as required by article 2201.3 of this instruction and certified if it meets criteria therein, by the Echelon 2/3 command. Structural standards for ships' brigs are set by reference (g). A ship's brig is authorized for confinement of personnel attached to, or embarked in, a ship, and may be used for periods of confinement of up to 30 days. See article 7104.3. Persons with a sentence by court-martial of 31 days or more confinement or who are awarded a punitive discharge and confinement time as part of a court-martial sentence shall be delivered to a shore confinement facility for confinement. Pretrial confinement onboard a vessel at sea may continue only until the individual can be transferred to a confinement facility ashore. Such transfer shall be accomplished at the earliest opportunity permitted by the operational requirements and mission of the vessel. Ships' brigs shall be operated with applicable provisions of chapter 11 of this manual. Reference (h) provides specific requirements for afloat (ships') brigs.

3. Detention Facility. Personnel may be detained in a detention space or a holding cell. NAVPERSCOM (PERS-63) or CMC (PSL Corrections) shall be notified in writing, via the chain of command, when a detention space or a holding cell has been established or disestablished.

a. Detention Space. A detention space, while not a designated place of confinement, is any cell, room, or other berthing space of the shore establishment, used for short-term detention defined to mean not more than 8 hours.

b. Holding Cells. Holding cells, while normally not designated places of confinement, are used for short-term detention, defined to mean no more than 24 hours during the work

week and not more than 72 hours over a weekend; and not more than an additional 24 hours over an official holiday weekend. This limitation may be extended on a case-by-case basis for up to 30 days by NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

c. Status of Forces Agreement (SOFA). Personnel being held for foreign court jurisdiction at remote overseas activities may also be confined in approved detention facilities for periods specified by the SOFA.

d. Exceptions. Exceptions to these limitations must be approved in advance by NAVPERSCOM (PERS-68) or CMC (PSL Corrections) per article 1302. While provisions of this manual are generally applicable, specific instructions for detention facility operations shall be issued by NAVPERSCOM (PERS-68) and CMC (PSL Corrections). See chapter 12 of this manual.

4. Correctional Custody. Spaces used for non-judicial punishment (NJP) of correctional custody shall be governed by the provisions of this manual. Any command desiring to establish or disestablish a CCU shall comply with appropriate Navy and Marine Corps directives.

5. Confinement Facilities of Other Military Services

a. Where economy and more efficient military administration shall result and where determined to be feasible and practicable, Secretary of Defense (SECDEF) has authorized and directed the joint use of military confinement facilities of the military services. Agreements concerning post-trial confinement of other service prisoners shall be coordinated through NAVPERSCOM (PERS-68) or CMC (PSL Corrections). Such agreements shall provide for appropriate personnel and health and comfort support from the other service to the installation operating the facility. DODI 4000.19 of 9 August 1995 provides policy and procedures for inter-service, inter-departmental, and inter-agency support agreements.

b. Following provisions shall govern confinement of prisoners confined under these agreements:

(1) Prisoners are subject to rules and regulations governing the facility in which they are confined, and are

treated as other prisoners confined there in a similar status, except as otherwise provided.

(2) Mitigation, remission, or suspension of sentence, and transfer of any prisoners confined shall be the responsibility of the appropriate command of the prisoner's branch of service.

(3) Direct communication is authorized between or among appropriate commanders in effecting inter-service confinement.

(4) Shall any prisoner be unsuitable for confinement in the facility designated, the CO of the confinement facility shall notify the appropriate commander of the prisoner's branch of service who shall, as soon as practicable, resume custody of the prisoner.

6. Civilian Confinement Facilities. Local detention and correctional facilities operated by civilian agencies shall not be used to confine naval service court-martial prisoners unless per article 7104.4 of this manual. All expenses shall be paid by the command of the member confined and shall be paid at the rate approved by the U.S. Marshal's Service. For Marine Corps prisoners all expenses shall be forwarded to CMC (PSL Corrections) for payment, per reference (1).

7. Foreign Confinement Facilities

a. Where no United States military confinement or detention facility is available, foreign confinement facilities may be used for pretrial confinement of naval personnel who are charged with serious offenses under reference (a). Such confinement must preclude immediate association of U.S. servicemembers with foreign nationals. A serious offense includes all offenses under reference (a) for which a year or more of confinement is authorized.

b. Prior to using such a facility, the senior officer present must approve it based upon adequacy of its security features, its ability to ensure safety of prisoners, and adequacy of its living conditions.

c. Each such case of pretrial confinement shall be reported by message to NAVPERSCOM (PERS-68) or CMC (PSL Corrections) as appropriate, furnishing the following information:

- (1) Rate or grade.
- (2) Offense alleged.
- (3) Date confined.
- (4) Place confined.
- (5) Command ordering confinement.
- (6) Senior officer approving use of facility.

d. Follow this message with a phone call reporting individual's name, social security number, and any other pertinent information.

e. All expenses shall be paid by the command of the member confined.

f. If post-trial confinement is ordered, prisoners shall be transferred from foreign confinement facilities to appropriate U.S. military confinement facility as expeditiously as possible.

3. Hereafter, the term "confinement facility" refers to shore confinement facilities (i.e., Pretrial Confinement Facility (PCF), Level I, II and III), unless specifically noted. The term "detention facility" refers to detention spaces and holding cells, unless specifically noted.

2102. SPACE CONFIGURATION CLASSIFICATION

1. Cells/Secure Rooms. These are separate spaces for confining one person. Two or more persons shall not be confined in a cell/secure room designed for single occupancy, except in an emergency. Spaces designated for multiple occupancy must have prior approval of NAVPERSCOM (PERS-68) or CMC (PSL Corrections). Padded cells, dark cells, and cells which do not permit visual observation are prohibited.

2. Dormitories. This type of berthing space may be either of open bay or cubicle type. Dormitories normally house groups of up to 40 prisoners.
3. Disciplinary Segregation Unit. Disciplinary segregation unit consists of single occupancy cell(s), isolated from the remainder of prisoner living quarters, used for segregating those prisoners awarded disciplinary segregation under provisions of article 5105.3e. Single occupancy of disciplinary segregation cells is mandatory.
4. Special Quarters. Special Quarters is a group of cells/secure rooms used to house those prisoners who have serious adjustment problems, create anxiety or disruption among other prisoners in the general population, or who need protection from other prisoners. Special quarters is a preventive management tool which shall not be used as punishment, except as allowed under article 5105.3. Programs, movements, and privileges shall be limited only to the minimum degree necessary for maintenance of good order. See article 4205 for further amplification. Habitability and space requirements are identical with other cells.
5. Installation Custody Quarters. Installation custody quarters require minimal security equipment and may be a normal berthing space located inside or outside the security perimeter of the confinement facility. In Navy waterfront brigs, CCUs may be used to berth personnel awarded installation custody status.

2103. FUNCTIONAL ADEQUACY CLASSIFICATION - NEW AND EXISTING FACILITIES

1. Reference (d) provides authority for SECNAV to designate authorized naval places of confinement. To accomplish this requirement, to provide a correctional classification of each facility's functional adequacy, and to require correction of serious inadequacies, classifications shall be assigned to each operating facility by NAVPERSCOM (PERS-68) or CMC (PSL Corrections). Dates for correction of discrepancies shall be established by inspectors in conformance with service guidelines.
2. Following physical plant conditions shall be considered in determining functional adequacy classifications:

- a. Conditions affecting safety and health of staff and prisoners, space utilization including berthing capacity, structure, and utility systems.
- b. Condition and effectiveness of security features and equipment.
- c. Configuration as it affects separation of categories of prisoners and conserves staff required to supervise the operation.
- d. Adequacy of program and administrative support spaces.

3. Classification assigned to each facility is approximately equivalent to the general construction standards of Naval Facilities Engineering Command Base Representative (NAVFACENGCOM BASEREP) ratings, but takes into account other prisoner specific security requirements in determining the following classification:

- a. C1/ALPHA - Facility has fully met all demands placed upon it in a mission category through the reporting period. Operation of the confinement facility is not hindered by any inadequacies which may exist.
- b. C2/BRAVO - Facility has substantially met all demands of the mission category through the reporting period with only minor deficiencies. Inadequacies exist but do not seriously hinder operations. These inadequacies shall be corrected when practicable.
- c. C3/CHARLIE - Facility has only marginally met the mission category throughout the reporting period, but with major deficiencies. Serious inadequacies exist which hinder the operation and must be corrected. This is a naval place of confinement authorized for use as a matter of expediency because no other facility is available.
- d. C4/DELTA - Facility has not met vital demands of the mission category. Serious inadequacies exist which preclude successful support of the confinement mission. This is a naval place of confinement authorized for use only as a necessity because no other facility is available and it must be replaced or undergo major renovations, as soon as possible. Echelon 2/3

commands must pay particular attention to the continued existence of facilities classified in this category.

4. Functional adequacy classifications for confinement facilities shall be issued at least triennially by NAVPERSCOM (PERS-68) or CMC (PSL Corrections) following on-site inspections by corrections specialists.

5. Future construction and renovation to designated naval places of confinement shall meet physical construction requirements of this manual, references (j) and (k), and all other pertinent regulations for such facilities. To the largest extent possible, American Correctional Association (ACA) Standards shall also be considered. Future construction and renovation of ships' brigs shall meet standards prescribed by reference (g). Any request for an exception to these regulations shall be addressed to NAVPERSCOM (PERS-68) or CMC (PSL Corrections), as appropriate.

2104. RATED CAPACITY

1. Rated capacity of a confinement facility shall be determined by on-site application of berthing spaces criteria imposed by local considerations, special needs, manning, and references (j), (k), and (l). Rated capacities for confinement facilities, by gender where applicable, shall be determined by NAVPERSCOM (PERS-68) or CMC (PSL Corrections) following on-site inspections by corrections specialists. These shall be reviewed and, if needed, adjusted at least every 3 years by on-site reviews conducted by corrections specialists from NAVPERSCOM (PERS-68) or CMC (PSL Corrections), as appropriate. Rated capacities may be temporarily adjusted to meet current needs by NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

2. Confinement facilities are not designed, equipped, or staffed to handle significant overloads without creating problems that have potentially serious consequences. Type Commander (TYCOM), Echelon 2/3 command, and NAVPERSCOM (PERS-68) or CMC (PSL Corrections) shall be notified whenever facility's rated capacity is expected to be exceeded by more than 10 percent. Notification shall be made by the most expeditious means and shall request permission to transfer a sufficient number of post-trial prisoners to reduce loading to within rated capacity. Due to increased use of confinement facilities by all

DOD services, the facility shall not exceed its rated capacity by more than 10 percent without prior notice to NAVPERSCOM (PERS-68) or CMC (PSL Corrections). Telephone requests shall be followed by official message, letter, or E-Mail, and identify numbers of other service personnel confined.

SECTION 2. CONSTRUCTION AND ALTERATION CRITERIA - NEW AND EXISTING FACILITIES

2201. DESIGNATION AND AUTHORITY TO USE

1. Requests for Designations. Requests for designation of an ashore facility as an authorized naval place of confinement shall be submitted via the chain of command to SECNAV. Such requests shall include full justification, copies of floor plans, site plans, and a description of the space utilization and security and safety equipment to be used. Approval shall be based on demonstrated need and ability to meet criteria for functional adequacy defined in article 2103 and Commander, Naval Facilities Engineering Command (COMNAVFACENGCOM) publications. Designation of ships' brigs is inherent in original construction or authorized conversion of ships (article 2101.2).

2. Requests for Closure. A request for permanent closure of an ashore or afloat facility shall be submitted via the chain of command to NAVPERSCOM (PERS-68) or CMC (PSL Corrections), as appropriate. All requests shall include full justification for closure, tentative date for ceasing operation, and contain endorsements from all echelons of the chain of command. If closing the facility is approved, the CO operating the facility shall transmit the actual closing date by message to NAVPERSCOM (PERS-68) or CMC (PSL Corrections) as appropriate. Decommissioning of a ship shall not prompt a request for permanent closure of a ship's brig to NAVPERSCOM (PERS-68) and effective date of closure will be the date of decommissioning.

3. Construction and Alteration Approval

a. Guidance for development of facility requirements and submission procedures for construction projects are contained in NAVFACINST 11010.45. Advance approval of proposed construction/alteration projects shall be obtained from NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

b. New construction or overhaul/alteration of ships' brig spaces shall be per General Specifications for Ships of the United States Navy. Alterations to a ship's brigs require approval of the TYCOM, Echelon 2/3 command, and NAVPERSCOM (PERS-68).

2202. PLANNING FACTORS

1. Responsibility for Planning. All planning and design for construction/alteration of shore confinement facilities require the initial and continuing close involvement and final approval of COMNAVFACENGCOM and NAVPERSCOM (PERS-68) or CMC (PSL Corrections), as applicable. A confinement facility is an integral part of the command which operates it. Determination as to whether a given command needs, or does not need, a confinement facility must rest with that command and the Echelon 2/3 command. Plans to establish, construct, or alter existing confinement facilities must be initiated at local command level through normal military construction chain of command and sent via NAVPERSCOM (PERS-68) or CMC (PSL Corrections), for review and approval. Each command operating a confinement facility shall initiate appropriate action to correct inadequacies.

2. General Planning Information. Reference (j) provides general planning information for confinement facilities. The procedures contained in NAVFACINST 11010.45 shall be followed.

3. Specific Planning Information. When developing plans for new construction or major renovation, utilize references (j) and (k) for shore brigs and reference (g) for afloat brigs. Following factors shall be included in the planning process:

a. Capacity. Required prisoner capacity of all shore facilities is calculated at .003 of the total military populations in the area to be served. This figure may be adjusted by NAVPERSCOM (PERS-68) or CMC (PSL Corrections) to compensate for surge factors and other local variations.

b. Site and Size

(1) A shore facility shall be sited where it shall be free from adjacent safety hazards because the facility has an extended evacuation time. Among other factors to be considered

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are distance from ammunition or fuel storage facilities, base or station armories, and close proximity to aircraft runways.

(2) Size of the site and its location in relation to other activity facilities shall be agreed upon by the using activity, COMNAVFACEGCOM, and NAVPERSCOM (PERS-68) or CMC (P&L Corrections). Site shall be determined to be habitable and in conformity with sanitation requirements by COMNAVFACEGCOM.

c. Design

(1) Degree of security required shall reflect type of prisoners the command routinely confines. Although some facilities need maximum security spaces, not every confinement facility needs to be constructed with maximum security features. Current advancements in prison design and equipment shall be considered in order to reduce construction costs.

(2) Shore facilities shall be designed so future expansion may be accommodated without impairing the efficient and secure working plan of the building.

d. Alteration. In addition to the criteria already set forth, any alteration, modernization, or renovation of an existing shore facility shall meet the following additional requirements:

(1) Proposed change conforms to criteria set forth in this manual and pertinent COMNAVFACEGCOM regulations.

(2) Unaltered portions of the facility would not be adversely affected in areas of security, safety, comfort, or operational efficiency by the changes.

(3) Costs incurred would not exceed projected costs for a new facility of comparable size.

e. Female Population. Providing for female prisoner population shall be considered when evaluating facility requirements.

2203. TECHNICAL ASSISTANCE. Due to infrequency of local opportunities to design a confinement facility, and in order to make use of current advancements in prison construction,

corrections specialists from NAVPERSCOM (PERS-68) or CMC (PSL Corrections) shall be involved at all stages of planning, design, and construction process. In addition to reducing the amount of research necessary, using these specialists shall ensure acceptability of the project proposal when reviewed for functional adequacy.

2204. BERTHING AREA

1. Cells/Secure Rooms

a. Space Requirements

(1) Disciplinary segregation cells shall not be counted against total capacity and shall not normally exceed 5 percent of the confinement facility's capacity. Cell size shall measure at least 6 feet wide, by 8 feet long, by 8 feet high. For new construction or renovation comply with paragraph 2103.5 of this manual. Cells/secure rooms shall be constructed for single occupancy. Construction or use of cells/secure rooms for multiple occupancy requires approval of NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

(2) In small confinement facilities or facilities where a separate control point exists for housing units, cells/secure rooms shall be located as close as possible to the control center.

b. Construction Requirements

(1) Walls, ceilings, and floors shall be constructed of hardened materials sufficiently secure to prevent escape of prisoners.

(2) Entrances shall be of security material, design, and construction, including view ports and security locks.

(3) Follow construction criteria for cells per reference (k).

c. Equipment Requirements

(1) Furniture. All cells/secure rooms in shore confinement facilities will normally be equipped with a chair,

locker, a 30" X 78" (minimum dimensions) security type bunk (permanently mounted in segregation cells), mattress, pillow, sheets, blankets, and pillow case for each prisoner. Furniture may be removed from cells only if the prisoner's conduct warrants it and then only upon specific order of the CO or designee.

(2) Gang Release

(a) Five Cells/Secure Rooms or Fewer. Gang release systems are not required for five or fewer cells/secure rooms that are contiguous. All manual locks securing such cells/rooms shall be keyed to a single key to permit the supervising staff member to release all occupants in a minimum amount of time in event of a fire or other emergency. This shall be a different key from that which operates the exterior entry to the cell/secure room areas.

(b) Six Cells/Secure Rooms or More. Gang release systems (manual or electric w/manual back-up) are required to be operational on all groups of six or more contiguous cells/secure rooms to permit the supervising staff member to simultaneously release all cell/secure room doors in event of a fire or other emergency. Each individual gang release device shall not operate more than 15 cells. All electronic locks shall have remote release capability.

(c) Padded Cells. Cells/secure rooms shall not be padded.

(d) Plumbing. Insofar as possible, each cell/secure room shall have internal plumbing providing both hot and cold water. A metal combination (jail type) plumbing fixture which contains a commode, lavatory, and bubbler is required for disciplinary segregation cells. Showers shall be adjacent to the berthing area, per reference (k). Shower heads shall be flush-mounted security type.

d. Habitability Requirements

(1) Lighting. Each cell/secure room shall be provided with an individual security light fixture with candlepower equivalent to current berthing space criteria but not less than 20 foot candlepower (fc) 30 inches above the finished floor.

These spaces shall be painted light colors. Windows shall be arranged to provide maximum natural light. Also see article 2209.1, Lighting, and article 2209.4, Windows.

(2) Temperature/Ventilation. Temperature and ventilation in cells/secure rooms shall be maintained per reference (k). Ventilation shall not fall below 10 cubic feet per minute per prisoner.

(3) Excessive noise shall be avoided.

2. Dormitories

a. Space Requirements. Each dormitory shall normally not exceed a rated capacity of 40 prisoners and shall provide 72 square feet per prisoner, exclusive of head facilities. In small confinement facilities or facilities where a separate control point exists for housing units, dormitories shall be located further from the control center than cells/secure rooms.

b. Construction Requirements

(1) Walls, ceilings, and floors shall be constructed of secure materials which are noncombustible and fire resistant.

(2) Dormitory entrances and fire doors shall be of security material, design, and construction, with view port and security locks, and, if hinged, swing outward.

c. Equipment Requirements

(1) Furniture. Each dormitory berthing space shall provide each prisoner with a locker and a security type bunk which shall normally be secured to the floor. A mattress, pillow, sheets, blankets, and a pillow case shall be provided for each prisoner. Bunks shall not be double decked if they interfere with visual supervision.

(2) Plumbing. Each dormitory shall have its own water cooler, heads, and washing and shower facilities adjacent to the berthing area. Interior panels or partitions, if provided for privacy, shall not obstruct security. Plumbing facilities shall be provided per reference (k).

d. Habitability Requirements

(1) Lights. Dormitories shall be provided with sufficient lighting fixtures to provide illumination per current standards but not less than 20 to 30 inches from the finished floor. Fire and security night lights shall not be any brighter than the minimum needed for visual control and supervision. Windows shall be arranged to provide maximum natural light.

(2) Temperature/Ventilation. Dormitory temperature and ventilation shall be maintained per Bachelor Enlisted Quarters (BEQ) requirements. Air movement in dorms shall not be less than 15 cubic feet per minute.

(3) Noise. Excessive noise shall be avoided.

(4) Tests. Lighting, temperature, and ventilation test results shall be maintained on file for 3 years. Tests shall be conducted biennially.

2205. SECURITY AREAS

1. Control Center

a. Space Requirements. Control center shall be located within the facility's inner security perimeter and shall be large enough to contain required equipment listed below and to provide reasonable working conditions for control center personnel.

b. Construction. Control center shall be constructed so assigned staff may operate controls and communication devices and do necessary administrative work at a location which provides a clear view of the main corridor, entrance to the facility, and, when possible, entrance to the prisoner berthing area(s). It shall have only one entrance which is located outside of the security area it controls. Control center shall not be combined with any other office or administrative space. Construction shall be sufficiently secure to prevent entrance of any personnel to whom control center staff denies admission. Riot conditions shall be considered as an integral part of planning, designing, and constructing a control center. See also article 4101.

c. Equipment

(1) Security. Control center shall be equipped to control movement of all traffic through the inner security perimeter. It shall contain controls and monitoring units for all communication and alarm devices within the facility.

(2) Storage. Control center shall be equipped to store keys, security equipment, life support systems, prisoner movement and accountability records, and dangerous tools when deemed appropriate.

(3) Plumbing. Control center shall provide access to head facilities and drinking water for use by assigned staff without being required to leave the control room.

2. Sally Ports. Points of ingress and egress to and from the main building of the facility shall be controlled by a sally port gate with two independently keyed or electrically controlled interlocking grilles or gates with manual override. Points of ingress and egress through the perimeter fence shall be controlled by sally port gates and monitored by remote control cameras from the control center.

3. Fences

a. Perimeter. Where perimeter fence constitutes the security perimeter of the facility, it shall be at least 12 feet high and designed to prevent prisoners from escaping over or under it. Use of double perimeter fencing is authorized only with prior approval of NAVPERSCOM (PERS-69) or CMC (PSL Corrections). If approved for double fencing, outer fence shall be spaced to prevent inner fence from leaning on the outer fence if knocked down.

b. Interior. Additional fences may be constructed within the security perimeter if needed to enclose or separate certain areas. Fences may be laced with concertina/razor wire, as outlined below in article 2205.3c, in locations where the fence connects with another fence or building.

c. Concertina/razor wire. Use of concertina/razor wire to lace fences is authorized where blade length is equal or less than 1 1/2 inches. Use of concertina/razor wire to lace fences

where blade length exceeds 1 1/2 inches is authorized only with prior approval of NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

4. Gates. Openings through the perimeter fence shall be constructed of the same material as the fence and shall not exceed 14 feet in width per single gate. Single and double gates (both permitted for vehicle entrances) shall be secured with an electric or manual prison lock. Such gates shall be the sliding type on a positive top and bottom track and controlled by gate sentry or control center staff. Perimeter gates, when part of the facility's security perimeter, shall normally be limited to one front entrance and one rear service entrance, both secured with a sally port large enough to enclose anticipated traffic. Additional gates may be needed to meet fire, life, and safety requirements. Division fences shall have sufficient gates to handle normal traffic and shall be equipped with a positive position latch secured by a heavy duty padlock. Division gates may be monitored by closed circuit television.

5. Guard Towers

a. Permanent Towers. Where applicable, permanent guard towers shall provide continuous security for the compound perimeter and shall be equipped with drinking water, adequate ventilation, and a heating unit, as well as components of the staff communications systems used within the facility.

b. Temporary Towers. Where applicable, temporary guard towers shall provide perimeter security for short periods of time in a particular area and shall be equipped with heating and adequate ventilation. Permanently installed plumbing or communication devices are not required.

c. Construction. All towers shall be constructed with the floor not less than 16 feet above ground. They shall be installed at strategic locations at least 5 feet outside the perimeter fence. Each permanent and temporary tower shall be equipped with an adjustable searchlight operable from inside the tower. All windows shall be operable with one hand. Access to towers shall be by a single swinging security door with a manual deadbolt type lock. Tinted glass is preferred for all windows in the permanent towers.

6. Patrol Roads. A roadway (paved or unpaved) suitable for both vehicle and foot traffic may be constructed outside the perimeter fence and not closer than 5 feet from the fence to the inside edge of such road. This roadway shall be restricted to use by facility staff in the performance of their duties unless it is a regularly used sidewalk along a public street.

7. Gate Houses. If gate houses are used, they shall be located at the side of a sally port with access only from within the sally port. Windows shall be the same as prescribed for prisoner quarters. Gate houses shall be furnished with both internal telephone and inter-communication connected with the control center.

8. Communications Equipment (Emergency) Criteria. All equipment installed in confinement facilities shall be of the kind, type, and specifications required by applicable regulations, except as specified here. These exceptions are necessitated by security and control factors peculiar to confinement. Internal communications, duress alarms, and a direct means of voice to fire and security departments constitute minimum requirements for communication systems. Other options may be added, if needed.

a. Internal Communications and Alarms

(1) Internal communication systems (telephone, radio, or two-way intercom unit) shall be installed at each post and housing unit to permit staff members to communicate on post and conduct normal business.

(2) A duress alarm is required for isolated posts of the facility. Facilities with a rated capacity of 50 or more prisoners shall be equipped with a duress alarm system which pinpoints troubled areas until switched off in the control center.

b. External Communications and Alarm. A sufficient number of outside telephone trunk lines shall be installed in facilities to permit efficient conduct of business and to alert other station offices in event of escape, fire, disorder, or other emergencies. Such outside telephones shall be restricted from prisoner access except as provided for in article 83A.10. Alarms shall be installed as required for life safety, such as

fire or other emergencies. There shall be a direct means of communication (telephone, radio, intercom, or alarm) between the facility's control center and installation's security, provost marshal, base police, or master-at-arms dispatcher's office, destructive weather operations center, and fire department dispatchers.

c. Monitoring. All the alarm devices in the facility shall be controlled and monitored from within the control center.

9. Fire Construction/Equipment

a. Emergency Exits. Emergency doors, with view ports, shall be provided, in addition to regular point of ingress and egress, in such locations as to permit prisoners to be evacuated from housing units in the event the regular entrance is inaccessible. These doors also provide an alternate entrance for staff members if the regular entrance is barricaded during a disturbance. Emergency doors must be hinged to swing outward to preclude barricading from the inside. If exterior fire exit stairs are provided in two-story buildings, they shall be open type, allowing visual control of fire exit doors. Locks on fire doors shall be electrically controlled from the control center and have a manual back-up capability. It is essential that a weekly testing of emergency doors be included in the security inspections described in article 2302.

b. Fire Equipment

(1) Fire Extinguishers. Kind and number of fire extinguishers and overhead sprinkler systems shall be prescribed by the fire department. Fire department shall conduct regular (at least quarterly) on-site fire drills and checks of equipment. It is essential that extinguishers, especially chemical extinguishers, be controlled when required in areas to which prisoners have access. Air/water extinguishers are preferable for prisoner access areas when fire codes shall permit, but these must be checked frequently to ensure they are operable and readily accessible. Soda/acid extinguishers shall not be used unless required by the fire department. If at all possible, fire extinguishers shall not be placed within reach of prisoners when in their living quarters.

(2) Fire Hydrants and Hoses. Access by prisoners to fire hydrants located within the security perimeter of the facility must be strictly controlled. Fire hose connections and hoses (fire stations) within the facility require strict control. Fire hoses, nozzles and valves, insofar as possible, shall be installed in areas where prisoners do not have easy access. Nozzles shall be small enough to pass freely between any grille work in the area they service. Sprinkler systems installed in prisoner living quarters shall have the control valve restricted to staff access.

(3) Other Fire Equipment. When such equipment is inside the security perimeter, it shall be under constant supervision of qualified staff members to ensure material such as ladders, hoses, axes, bolt cutters, etc., are not stolen or misused.

10. Restricted Areas. General areas (i.e., roadways, parking lots, etc.) within the immediate proximity and surrounding the facility shall be posted as restricted areas. Additionally, warnings shall be posted that photography and video/digital recording is prohibited.

2206. PROGRAM AREAS. Whenever feasible, multi-purpose rooms shall be constructed to supply program spaces, e.g., classrooms, visiting, or messing. In addition, multi-purpose rooms shall be built adjacent to each berthing area to support program spaces. Refer to reference (k) for various program areas.

1. Classrooms. Classroom(s) shall be located within the facility, preferably within the same building as prisoner living quarters (grouped together where more than one classroom is justified). Windows shall be security type. Doors shall be security type with view ports, equipped with institutional locks and designed to swing outward to prevent blockage, unless code regulations require otherwise.

2. Shops. Workshops and industry shops shall meet the criteria specified in NAVFAC DM-2B, Maintenance Facilities. In addition, following security items are set forth:

a. Functional types of shops shall be separated by at least an interior wall from each other and from prisoner spaces. Industrial shops shall be located near laundry and mechanical rooms and, in larger facilities, adjacent to vocational shops.

These shops shall be located off the service entrance loading platform.

b. Walls, ceiling, and floors shall be constructed of non-combustible materials. Windows shall be security type. Entrances and fire doors shall be security type with view ports and a manual deadlock or electro-mechanical lock and hinged to swing outward. Doors for interior walls shall contain a view port and be equipped with an institutional lock.

c. Where such equipment is kept in a facility, a secure and lockable tool crib equipped with shadow boards, ladder racks, and garden tool storage racks shall be provided.

3. Chapel. Space shall be provided for religious activities. This space may be designed for multiple use.

4. Visiting

a. Space. There shall be an area for personal and command visits and another for legal visits and official visits where privacy is an issue. Size and number of these rooms shall allow adequate space to accommodate projected needs of the facility.

(1) Personal and command visits. These spaces shall be contiguous to the general visiting area.

(2) Legal visits and official visits. Private interview rooms for legal and official visits where privacy is an issue shall be constructed in such a way as to ensure such visitors have acoustical privacy in conducting their business. A view port shall be provided. Whenever feasible, private facilities and access to a telephone shall be provided for reviewing officer hearings, defense counsel, and where requested, command visits. These facilities shall be furnished with only two seats, a writing desk or table, and a light fixture. Windows shall be security type. These rooms shall be equipped with a security door complete with view port. Two-way intercoms or other listening equipment shall not be installed in this area.

b. Furnishings. Visiting room furnishings shall be informal and casual to create a relaxed atmosphere. Use of outside areas with appropriate furniture is encouraged. Prisoners requiring special handling may be required to visit in

non-contact visitation booths. Bus station-type lockers shall be available for visitors to store their purses, packages, or other materials not authorized within the visiting area. When possible, visitors shall have access to a pay phone and vending machines for use in conjunction with visits.

c. Security Features. Windows shall be of security type. Entrances shall have swinging grille or security doors (with view port) equipped with combination snap and deadlock prison locks or an electro-mechanical operation controlled by the control center.

5. Recreation/Drill

a. Indoor. Adequate day room recreation space shall be provided either at a centrally located area or at each housing unit. This area shall be equipped with tables, chairs, and appropriate recreation equipment.

b. Outdoor. All facilities shall provide or have access to outdoor recreational spaces for PT, military drill, or recreational sports. A recreation field shall utilize as much of the outdoor area as possible within the perimeter fence. A drill field separate from the recreation field may be authorized where space or program needs dictate. In both cases, there shall be no trees, bushes, or structures within these areas.

2207. STORAGE AREAS. Refer to reference (K) for all storage areas.

1. Property/General Storage. General storage rooms and a prisoner property room shall be provided in addition to a room for storage of cleaning supplies. These areas shall be secured, and where practicable, provided with a heat sensitive automatic sprinkler system and adequate ventilation to prevent mildew in wet climates.

2. Volatile Liquid Storage. Space shall be provided for storage of all volatile liquids in an area approved per local safety regulations. Any liquid or aerosol required to be labeled "Flammable" or "Combustible" under Federal Hazardous Substances Labeling Act must be stored and used according to label recommendations and in a way that does not endanger life or property. See article 43C6.5 and 6.

3. Vehicle Storage. Storage buildings for powered, self-propelled vehicles shall be outside the perimeter fence. Garages shall be located near the rear sally port and accessible to the service road.

4. Armory/Firearms Vault. Firearms, chemical agents, and related security items shall be stored in a secure but readily accessible location outside of the security perimeter. In smaller facilities, base or station armory or security office shall serve as a storage place for firearms, chemical agents, and related security items. If necessary (because suitable storage is not provided by the station), a secure vault or lockable steel lockers for firearm storage shall be installed outside the security perimeter of the facility.

2208. SUPPORT AREAS. Refer to reference (k) for all support areas.

1. Administrative Offices

a. Offices outside the security perimeter shall include one each for the CO/OIC, BRIG O, administrative officer, mail supervisor, and one larger for administrative clerks and records. Security features are required only for areas where drugs, mail, prisoner records, and valuables are stored.

b. Offices inside the security perimeter shall include one each for operations officer, programs officer, counselor(s), training and work supervisors, and if these billets are assigned, chaplain, medical officer, and mental health provider/officer.

2. Mess. Facilities with a capacity of 60 or fewer prisoners shall utilize the most economical method of feeding prisoners, taking into consideration the local messing resources available.

a. Mess Hall. If messing facilities are supplied by the facility, general mess requirements as specified by NAVFAC DM-36, Troop Housing (NOTAL) shall be met. In addition, following security measures are required:

(1) Doorways shall be limited to each end of the room, one set for prisoner traffic and the other leading to galley area.

(2) All doors shall be secured with a combination snap and deadbolt prison lock.

(3) Windows shall be security type.

b. Galley and Scullery. If a galley and a scullery are required within the facility, they shall be constructed and equipped per criteria specified by NAVFAC DM-36. In addition following security measures are required:

(1) All coolers, refrigerators, and storage rooms shall be equipped with cylinder door locks or hasps secured with padlocks.

(2) An integral, secure, lockable shadow board storage for knives, cleavers, blades, and tools shall be permanently installed in the office area.

(3) Service door used for delivery of supplies and removal of garbage shall have a sally port arrangement.

3. Medical/Dental. Medical/dental space shall be provided per local command needs. Size of these spaces shall be in proportion to rated capacity of the facility. At a minimum, medical space shall be furnished with an examination table, instrument cabinet, writing desk, and adequate examination lighting. A small safe shall be installed in the medical space for storage of narcotics and other prescription-type medicines. In addition to its own locking device, the safe shall be installed in a lockable closet or cabinet which is permanently attached to the floor or wall.

4. Receiving and Release Unit. Space for a receiving and release unit shall be located within the security perimeter. This unit shall have sufficient storage space to store a supply of health and comfort items, issue clothing, and authorized gear. Unit shall have one administrative office and a search room. In larger units there shall also be a holding cell with head facilities and drinking water and a receiving and release room with shower and lavatory facilities.

5. Elevators. There shall be no elevators in a facility unless the facility is more than two stories high. Where elevators or other lift devices are used, they shall be operated only by key.

6. Laundry

a. Prisoner Laundry. Space shall normally be provided within the security perimeter for prisoner laundry. Size of the laundry, equipment, and storage areas shall be proportionate to the volume of work performed. Windows shall be security type. Doors shall be security type with view port and equipped with institutional locks and hinged to swing outward. Lockable storage space shall be provided for cleaning supplies (e.g., soaps, detergents, bleaches) and for completed work storage prior to delivery.

b. Commercial Laundry. If work is done for other organizations on the base or station, laundry space shall be designed per pertinent COMNAVFACENGCOM criteria for larger laundry operations.

2209. MISCELLANEOUS AREAS. Refer to reference (k).

1. Lighting

a. General Rule. Adequate lighting shall be provided in all areas of the facility in order to ensure security and elimination of dark spaces. Permanent posts shall be provided with additional illumination when necessary for accomplishment of assigned functions, e.g., searches, administrative tasks.

b. Berthing Areas. Night lights shall be provided in all berthing areas, and shall not be any brighter than the absolute minimum needed for visual control and supervision. Staff members shall carry flashlights for use when additional light is needed between taps and reveille.

c. Compound Lighting. Perimeter fence shall be lighted with outdoor fixtures mounted on poles installed outside perimeter fences, out of the reach of prisoners, and of sufficient height to illuminate the designated area. If it is deemed more practical, instead of poles, the area may be lighted with fixtures mounted on the exterior of the building and spaced as specified for light poles. These lights shall be installed to light each corner of the compound and remainder of the perimeter. All wiring to these lights shall be either buried underground, built into building structures, or protected by metal conduit. Compound lights shall be positioned to eliminate

prisoner living quarters and of operating perimeter lighting, electrical locks, security devices, and alarms. At a minimum, power generators shall be inspected weekly and load tested quarterly. Appropriate documentation shall be maintained by the facility to record all testing and maintenance. Such load testing shall be conducted only by authorized installation personnel.

(2) Constant Charge Battery. In addition to the emergency generator prescribed above, each facility shall have constant-charge, battery operated emergency lights placed in prisoner living quarters at strategic places in passageways and administrative spaces.

e. Lighting Fixtures

(1) Lighting fixtures in dorms, cells/secure rooms shall be security fixture type.

(2) All electric wall plates in prisoner housing areas shall be rigid nylon and mounted with spanner or security screws.

2. Electrical Systems

a. Electric outlets or switches shall not be installed in any segregation cell/secure room. Dormitory switches shall be installed outside the dormitory area.

b. Electric lines shall be in metal conduits with fixtures individually and collectively switched. These switches shall be located behind locked panels controlled by staff.

c. Electrical power substations shall be located outside the security perimeter. When located within the security

perimeter, adequate security devices shall be in place to control prisoner access.

3. Temperature and Ventilation

a. Policy. Temperature and ventilation in all areas of the facility shall be maintained per prescribed requirements of reference (k). Temperatures shall be appropriate to the summer and winter comfort zones. For temperature and ventilation in all prisoner berthing areas see article 2204.1d(2) and 2d(2). Control centers shall be well ventilated and shall be air-conditioned.

b. Fixtures. Heat and ventilation fixtures in prisoner berthing areas shall be security type and fastened with security screws.

c. Heat and Ventilation Systems

(1) Source (power plant) of heat, hot water, and steam shall be located outside the security perimeter of the facility. If circumstances require the power plant to be located within the security perimeter, it shall be constructed as a maximum security building and the main electrical and water supply cutoff controls shall be located in this building.

(2) All ductwork, pipes, and conduits within the security perimeter shall be buried underground, contained in locked tunnels and spaces, or concealed within structural walls, ceilings, or floors. These conduits and tunnels shall have hardened grille partitions or appropriate locations to preclude their use as an escape route.

4. Windows

a. Windows in exterior walls of buildings within the security perimeter shall be security type.

b. Buildings housing prisoners shall be constructed with above ground windows. Windows in cell blocks and dormitories shall be arranged to provide maximum natural light and natural ventilation commensurate with safety and security requirements.

5. Plumbing

a. Facilities. Plumbing facilities shall be accessible to each living area, including cells/secure rooms, without the need for unlocking any door. Water cutoff control valve shall be located outside the reach of the prisoners.

b. Fixtures

(1) Each cell, with exception of "bare" cells, shall, preferably, be equipped with a combination drinking fountain, lavatory, and commode. Disciplinary cells shall use the metal jail security type.

(2) Showers in segregation area shall be security types.

(3) Faucets, valves, mixing valves, shower heads, etc. shall be heavy duty type designed for institutional use. Commodes shall be floor-mounted only. Lavatories shall be flush mounted in counters or the metal jail security type. Shower heads shall be non-adjustable, flush mounted security type.

(4) Operating valves for commodes, lavatories, urinals, and showers shall be of the push button type or non-removable. All floor drains shall be secured with spanner or security screws.

(5) Central toilet facilities shall provide one electric water cooler; one lavatory for each six prisoners; one commode for each seven prisoners; one shower for each 10 prisoners; and one urinal for each 10 prisoners.

c. Water and Sewage System

(1) All cutoff valves for water and sewage systems shall be installed behind lockable doors or panels accessible only to staff members.

(2) No water, steam, or drain mains shall be exposed in quarters or working buildings within the security perimeter to which prisoners have regular access.

6. Utilities Control. All major utilities shall be secured to prevent prisoners from gaining control of these units. Controls

such as main water and steam valves, electric fuse box controls, heat and ventilation system controls shall be secured with ready access limited to staff members. Each facility shall have a blueprint identifying locations of all utility controls. It shall be accessible to staff members only. Orientation of utility control location and their operation shall be included in pre-service/in-service training and annually thereafter for key personnel.

7. Passageways

a. Passageway dimensions shall be in proportion to the amount of traffic anticipated.

b. No passageways designed for prisoner or personnel traffic shall contain exposed utility pipes, conduit, or ductwork.

c. All interior doors leading from passageways shall be of the security type equipped with view port, combination snap, and deadbolt prisoner locks and hinged to swing outward. Where extra security is needed, a grille door shall be installed to form a safety vestibule (sally port) entrance.

8. Stairwells

a. Interior stairwells shall not contain windows, doors, or compartments other than doors to the floors which they service. These doors shall be of the security type equipped with view ports.

b. Interior stairwells shall be well lighted and have sufficient fixtures to preclude any area being in total darkness if a single fixture fails.

c. Interior stairwell dimensions shall be in proportion to the area or passageway they service and shall be designed so as not to form a traffic bottleneck.

d. Exterior stairwells shall conform to interior stair requirements except the stair tower is an open type and shall have minimum visual obstruction of exit doors, landings, and stairs.

9. Signs

a. Signs shall be of uniform color, size, and configuration except where safety and fire codes dictate to the contrary. Signs shall be kept to a minimum.

b. All signs shall either be painted on roadways and curbs or attached flush with buildings or fences or pole-mounted outside the security perimeter. Those mounted on fences shall not interfere with vision of sentries in the surveillance of their post.

c. All labeling required within prisoner berthing areas shall be stenciled. Label plates shall not be used.

10. Lockers

a. Prisoners shall be provided a safe place, such as a locker, in which to keep their clothing, health and comfort supplies, and other authorized personal effects.

b. Every locker shall be secured by a prison-type combination lock, operable by a key, to facilitate inspection at any time by a member of the staff. Locks shall be provided for prisoners by the facility. Master keys are to be kept in a safe place and available only to authorized personnel for use by them personally or by their direction. Any lock which has been altered so it may no longer be opened by the master key shall be removed from the locker and replaced with a properly functioning lock.

c. Except in cells used for disciplinary segregation, prisoners' lockers shall be in their quarters rather than in an area not readily accessible to them.

11. Optional Security Equipment

a. Perimeter Electric, Electronic, or Mechanical Devices. These serve to identify the point at which a trespass occurs. Such devices may be used but shall not perform any function other than to trigger alarms.

b. Closed-circuit Television. These monitor strategic areas internal and external of the facility. These are best

utilized for observing persons desiring to enter the facility, especially if there is no staff member on duty at the entrance after duty hours, and the entrance is not in easy view of the control center. Closed-circuit television shall not be used to replace staff members for observing and monitoring cell blocks, dormitories, or segregation areas. Television equipment is expensive and difficult to maintain and monitor. A thorough study as to such equipment's effectiveness, practicality, and degree of user friendliness shall be made before any such unit is ordered.

c. Electronic devices may be used in screening for contraband.

12. Grounds and Ceilings

a. Grounds. Grounds within the facility perimeter fence shall normally be several times the size of the building.

b. Ceilings. Areas where prisoners have routine access shall not have suspended or false ceilings less than 12 feet from the nearest access level. Exceptions may be allowed in areas outside prisoner berthing spaces.

13. Construction Materials. Non-combustible, fire-resistant materials shall be used in all construction/alteration.

SECTION 3. MAINTENANCE - PHYSICAL PLANT

2301. PUBLIC WORKS/MAINTENANCE DEPARTMENT SUPPORT

1. Normal Maintenance. Public works/maintenance officer shall furnish the facility materials required to accomplish self-help maintenance functions. When persons from outside the facility are used, they shall be informed of security requirements and required to cooperate with their assigned escort in all security matters.

2. Security Equipment Maintenance. Damaged security doors, gates, locks, alarms, lighting, and keys are examples of the kinds of equipment which shall receive immediate attention by the public works/maintenance department to prevent security, health, and safety hazards. Facility staff shall not attempt to repair this kind of equipment except to install temporary

barriers to reduce the chance of escape or prevent danger to the staff or prisoners.

3. Equipment defects or physical plant deficiencies which present a danger to personnel shall be repaired on an emergency basis and special precautions shall be exercised until necessary repairs are effected.

2302. INSPECTIONS

1. Frequent observations and post checks by facility staff as they go about daily duties shall be made of all locks, bars, windows, doors, and other security equipment to ensure they have not been tampered with and are operating satisfactorily. Staff shall also check for faulty electrical equipment, exposed wires, and other safety hazards. All personnel must be trained to observe and report any unusual conditions, defective security equipment, or violation of security procedures. Written reports of discrepancies shall be provided to designated facility staff.

2. Conduct of all required inspections shall be recorded in the brig log. Included shall be the time, name of the inspector, summary of results, and any immediate action taken. A complete record of all inspections shall be maintained, and may be maintained separately from the brig log.

3. Daily and weekly inspections shall be conducted per articles 2303.1 and 2304.

4. A formal weekly inspection or test, as appropriate, shall be made of all security, emergency, and fire fighting equipment to ensure proper operation.

5. Fire department shall conduct regular (at least quarterly) on-site fire drills and checks of equipment. Article 2205.9b applies.

6. Other inspections include headquarters level, Echelon 2/3 commands, inspector general, ACA, etc.

2303. SAFETY PROGRAM

1. General. CO shall ensure a safety program is effectively carried out for staff and prisoners. Accident prevention and

elimination of safety hazards require continuous efforts by staff members and cannot be successful without their cooperation. Any type of faulty equipment must be eliminated. Prisoners must be instructed in the proper use of tools and be required to observe all safety precautions. A formal weekly safety inspection shall be made in conjunction with other inspections, such as that for sanitation, with immediate steps taken to correct deficiencies. Machinery shall have safety regulations posted at each machine. Wearing of appropriate safety equipment (e.g., hard hats, and goggles) is mandatory.

2. Standards. Facilities shall comply with Naval Occupational Safety and Health standards (NAVOSH), fire, life, and safety requirements, and with those requirements prescribed by Chief of Naval Operations (CNO), CMC, and other appropriate authorities.

2304. SANITATION. A high standard of sanitation shall be maintained at all times. Prisoners must be informed of their responsibilities and instructed in carrying out the daily routine necessary in keeping the facility clean and neat. A daily inspection by staff, and a weekly inspection by a medical department representative must be made to ensure that cleaning and maintenance procedures are being carried out and that a vermin eradication program, if required, has been implemented. A copy of the weekly inspection shall be retained in the facility records.

CHAPTER 3
STAFF

SECTION 1. STAFF CRITERIA

3101. POLICY. Specialized nature of duty in a confinement facility requires that personnel assigned be selected per standard criteria and specifically trained in control, management, and correction of prisoners. Personnel assigned to confinement facilities shall be assigned a specific Navy Enlisted Classification (NEC) or Military Occupational Specialty (MOS), upon successful completion of formal corrections school or per procedures of their service. Civilians may be hired to augment military staff and shall be trained per requirements established by Navy Personnel Command (NAVPERSCOM) (PERS-68) or Commandant of the Marine Corps (CMC) (PSL Corrections).

3102. SELECTION CRITERIA

1. General. Personnel (military or civilian) selected for duty in confinement facilities must, unless specifically excepted by NAVPERSCOM (PERS-68) or CMC (PSL Corrections), meet and maintain the following general criteria. Personnel shall be mature and emotionally stable. Members who have a history of neuro-psychiatric disorder or excessive use or dependence upon alcohol shall not be assigned to confinement facility duty. There must be no documented in-service drug use. Members shall demonstrate leadership qualities and aptitude for working with people. Military personnel shall have no record of a civil court conviction, except for misdemeanor traffic violations. Civilian personnel convicted of a felony are ineligible for employment in a confinement facility (5 U.S.C., chapter 73). Personnel shall not be assigned to confinement facility duty who have an obvious disfigurement or other physical or speech impediment which might lead to contempt or ridicule by prisoners or undermine control of prisoners. Persons under investigation or being considered for administrative separation shall not be assigned to confinement facility duty.

a. Navy personnel shall:

(1) Have completed at least 24-months active duty following completion of recruit training.

(2) Be in paygrade E-4 or above.

(3) Have no record of conviction by court-martial or non-judicial punishment during past 36 months, and shall maintain a clear record during tour of confinement facility duty.

(4) Have body fat within standards per OPNAVINST 6110.1G.

(5) Have a Navy General Classification Test (GCT) score of least 45, or Word Knowledge (WK) score of at least 45.

(6) Possess a high school diploma or a high school equivalency certificate.

(7) Have no mark below 3.0 for Navy members E-7 through E-9 on NAVPERS 1616/2 or 3.6 on NAVPERS 1616/24 in any trait and must reflect a steady or improving trend for the past 36 months.

(8) Have no mark below 3.0 for Navy members E-4 through E-6 on NAVPERS 1616/26 or 3.6 on NAVPERS 1616/24 for the past 36 months. Recommendation for waiver of eligibility criteria shall be considered on a case-by-case basis when the overall evaluation trend is improving and the filling of a high-priority confinement facility billet dictates.

b. Marine Corps personnel shall:

(1) Have a General Technical (GT) score of 100 or above (MOS 5831).

(2) Be at least 19 years of age (MOS 5831).

(3) Have no record of conviction by courts-martial or non-judicial punishment (NJP) involving drugs or moral turpitude during current enlistment (all MOSs).

(4) Have successfully completed formal corrections school training unless accepted into the MOS through the lateral move program.

2. Correctional Counselor. In addition to the general selection criteria described above, correctional counselors shall meet the following criteria:

- a. Personnel shall be in paygrade E-5 or above and possess a strong desire to perform correctional counselor duties.
- b. Personnel shall possess a high school diploma or equivalent. Exceptions must be approved by NAVPERSCOM (PERS-68) or CMC (PSL Corrections). Selected personnel shall be academically oriented and completed college or high school courses in human relations or related social sciences.
- c. Personnel shall possess an ability to communicate effectively both orally and in writing.
- d. Personnel shall display interest in providing guidance and emotional support to others.
- e. Personnel shall have successfully completed the specialized training designed for correctional counselors.
- f. Personnel assigned to shore facilities shall have completed a minimum of 6 months corrections duty.

3. Supervisory Positions. Personnel assigned to key positions, i.e., commanding officer (CO), executive officer (ZO), officer in charge (OIC), BRIG O, assistant BRIG O, brig supervisor, chief petty officer in charge (CPOIC), or brig duty officer (BDO) (Navy)/duty brig supervisor (Marines), shall have served a minimum of 2 years of active duty, or have attained a level of qualification by reason of civilian experience or academic background to warrant such an assignment. These personnel shall complete the appropriate enroute formal training and local pre-service orientation program before being assigned operational responsibility if it is their initial assignment to a confinement facility. Personnel reassigned to another confinement facility without a break in experience must participate in an abbreviated program designed to orient them to that particular facility. BRIG Os shall not assume their position in Navy facilities until completion of training required by NAVPERSCOM (PERS-68). Term "brig duty officer" and "command duty officer" is synonymous as used in this instruction accounting for differences with Navy confinement facilities.

4. Opposite Sex. When specifically approved by NAVPERSCOM (PERS-68) or CMC (PSL Corrections), servicemembers may be assigned to facilities authorized for prisoners of the opposite sex; however, they shall not be assigned duties which require supervision of prisoners of the opposite sex at times when nudity routinely occurs.
5. Personnel from Other Military Services. In locations where naval shore confinement facilities regularly confine members of Air Force, Army, and Coast Guard, inter-service support agreements may be established and include a requirement for the using military service to provide staff augmentation. In such cases, the operating service shall establish the number and kind of billets prescribed in articles 3301 or 3302. Such billets shall be filled with personnel from other military services who meet the criteria specified above. Such personnel shall complete all training required in this manual and the CO may consider previous equivalent training as appropriate to fulfilling initial or basic correctional training requirements.
6. Civilians. Civilians may be employed in selected positions in shore confinement facilities only when specifically approved by NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

3103. ASSIGNMENT CRITERIA

1. Personnel shall be assigned to confinement facilities for normal tours of duty. Transient personnel shall not be assigned to duty at a confinement facility, unless authorized in each case by NAVPERSCOM (PERS-68) or CMC (PSL Corrections).
2. Personnel ordered to duty in a confinement facility shall receive specialized training and shall not be utilized by the parent command for other command functions. Confinement facility personnel shall not be assigned to watch bills (except at the confinement facility) or to collateral assignments that involve law enforcement functions, to include afloat brig, or any other duties that shall conflict with the ability to immediately respond to a crisis at the confinement facility. Command personnel who possess Navy Enlisted Classification Code (NEC) 9575 may be assigned collateral duties at the confinement facility in cases of necessity and with approval of the CO/OIC/CPOIC.

3. Insofar as possible, Marine Corps personnel with MOS 5831 or 5804 shall be assigned to billets at the confinement facility within the Marine Corps command to which assigned. Substitution of non-5831/5804 (augmented) personnel in confinement billets, when a sufficient number of qualified 5831/5804 personnel are assigned to that command, is not authorized unless specifically approved in each case by CMC (PSL Corrections).

4. Navy staff shall possess NEC 9516 or 9575 prior to assignment to duties at a confinement facility. Substitution of staff without NEC 9516 or 9575 is not authorized unless specifically approved in each case by NAVPERSCOM (PERS-68). Personnel shall be closely screened per criteria of article 3102 for suitability for correctional duty.

5. Navy personnel detailed to afloat brig shall meet selection criteria as specified in article 3102, and shall possess the required NEC and training. Additional personnel from ship's company assigned to the confinement facility must complete the 2-week Afloat Brig Staff Orientation Course and shall receive pre-service training, as required in article 3502, from permanently assigned staff. In those cases where other services, including Marines, embarked utilize the confinement facility, they may be tasked to provide trained and qualified staff members in proportion to the number of that military service confined. These staff members must meet the same qualifications as required for Navy confinement facility staff. Management of the confinement facility shall be by Navy staff only. Reference (h) applies.

6. Civilian personnel shall have, as a condition of employment, the completion of required training courses appropriate to their position. At a minimum, the following pertains:

a. All personnel who have routine contact with prisoners shall complete pre-service, in-service, escort training and for Navy confinement facilities, Corrections Specialist Course (Course Number A-831-0001). This includes any person in a 20-year law enforcement officer retirement system.

b. Full or partial waivers may be granted based on type/length of corrections or related experience. Waiver requests for highly experienced personnel shall be forwarded

NAVPERSCOM (PERS-69) or CMC (PSL Corrections) via the chain of command.

c. Personnel required to complete any training shall attend training within 6-9 months of entry on duty. Failure to complete required training shall result in disqualification for the position.

3104. PERFORMANCE CRITERIA

1. General. Confinement work is unique. Assignment of good leaders, even though they possess other technical skills and abilities, is encouraged.

2. Awarding the Correction NEC/MOS

a. Navy Personnel. Personnel who are assigned to confinement facility duties shall complete formal training enroute and be assigned NEC 9575. Correctional counselors shall, in addition, complete the appropriate counselor's course (Course Number A-831-0002) and be assigned NEC 9516. Personnel nominated to be correctional counselors at shore confinement facilities shall be selected from the confinement facility staff after having served a minimum of 6 months at the confinement facility. Exceptions to policy shall be submitted with justification via the chain of command to NAVPERSCOM (PERS-69).

b. Marine Corps Personnel. Personnel who successfully complete the basic corrections course directed by CMC, and those who meet the experience requirements contained in Marine Corps Order P1200.7Y, shall be awarded MOS 5831. Personnel in paygrade E-5 or above who have successfully completed a formal correctional counselor course may be assigned secondary MOS 5832.

3105. PERFORMANCE EVALUATION CRITERIA

1. Staff members must be continually evaluated to determine their effectiveness. Close observation, combined with training and progressively more responsible job assignments, is essential.

2. When confinement facilities are manned and operated by a single military service, military service procedures for assessing job performance shall be used.

3. When personnel from one military service are assigned to duty in a confinement facility operated by another military service, the following shall apply:

a. Individual's performance of confinement duties shall be the primary determinant of the individual's proficiency. Initial evaluation of the member's ability to carry out these functions shall be made by the ERIG O, as defined in article 3201.2.

b. Input from member's command for collateral duties and service requirements may be used as additional information. This procedure is not intended to conflict with regulations prescribing procedures for performance evaluations, but to define relative importance of various inputs on evaluations of personnel assigned to confinement facilities.

3106. UNSUITABILITY

1. Personnel who demonstrate a lack of maturity or ability to adjust to confinement duties after an adequate period of training and guidance may be disqualified from assignment to confinement facility duty. Recommendations for disqualification shall be submitted with appropriate justification to NAVPERSCOM (PERS-68) or CMC, Manpower Management Enlisted Assignments (MMEA), via CMC (POS-40), for approval. Upon approval, member shall be reassigned to another activity.

2. Such reassignments shall be made without prejudice unless such tendencies are a result of misconduct. Staff members removed from a confinement assignment for misconduct or for unsuitability, or as appropriate, upon their own approved request, shall have their NEC or MOS immediately removed to preclude any future assignment to a confinement billet.

SECTION 2. STAFF UTILIZATION

3201. ORGANIZATION OF FUNCTIONS AND TASKS. Personnel serve in one of the two following echelons:

1. Command Level. CO has overall responsibility for operation of the confinement facility. As used in this manual the term "CO" refers to one of the following:

a. Navy. If a confinement facility is established as an activity, the term "CO" refers to the CO of that activity. If the confinement facility is not established as an activity, the term "CO" refers to the CO of the shore installation where the confinement facility is located, or the CO of the ship wherein the confinement facility is located.

b. Marine Corps. For Marine Corps confinement facilities, the term "CO" refers to the officer who is appointed in writing by the installation commander where the confinement facility is located, as CO of the brig.

2. Operational Level. The following functions are at the operating level:

a. BRIG O. The "BRIG O" as used in this manual refers to the officer or senior enlisted member assigned the responsibility for the day-to-day operation of the confinement facility.

(1) Navy. The term "BRIG O" for the Navy refers to COs, OICs, CPOICs, and other officers as are assigned to a BRIG O billet. CO/OICs are ordered into the BRIG O billet as CO/OIC by NAVPERSCOM. CPOICs shall be appointed in writing to a BRIG O billet by CO of the activity where the confinement facility is located. Afloat BRIG Os or CPOICs shall be appointed in writing by CO of the ship where the confinement facility is located. BRIG Os of confinement facilities that are part of the activity where the confinement facility is located do not have independent special court-martial authority but, if needed, must request it through the chain of command from SECNAV. A BRIG O who is CO of a confinement facility that has been established as a separate activity has full authority of a CO as set forth in U.S. Navy Regulations.

(2) Marine Corps. BRIG Os shall be appointed in writing by CO of the confinement facility and shall be directly responsible to them for all matters concerned with operation of the confinement facility. Appointing letter shall delineate the

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extent of delegation of administrative disciplinary authority, not to exceed that indicated in article 5101 of this manual.

b. Assistant BRIG O (Navy). A person with correctional security and programs experience shall be assigned as assistant BRIG O. This position will normally be filled by a civilian and, as such, shall have no Uniform Code of Military Justice (UCMJ) disciplinary authority over the staff or prisoners.

c. Brig Supervisor (Marines). Brig supervisor is normally the senior enlisted corrections member assigned to the confinement facility and is responsible to the BRIG O for the daily operation of the confinement facility. This person makes recommendations to the BRIG O regarding training, assignment, and performance evaluation of all enlisted members of the confinement facility staff. They make on-site inspections of all areas of the confinement facility.

d. Chaplain. A chaplain, when not assigned full time to the confinement facility staff, shall be assigned in writing by CO of the activity for the Navy, and the command chaplain for the Marine Corps, to administer the religious program.

e. Medical/Dental. Medical/dental officers, when not assigned full time to the confinement facility staff, shall be assigned in writing by CO of the medical/dental activity providing service to the confinement facility to care for the health and medical/dental needs of the prisoners and sanitary conditions of the facility.

f. Staff Specialists. In addition to the chaplain and medical personnel described above, there are other staff specialists who can be utilized very effectively by enlisting their assistance in training, developing, advising, and monitoring confinement staff activities in all areas of operations and programming. Such use is encouraged.

g. Funds and Valuables Custodian/Assistant and Collection Agents. CO/OIC shall appoint in writing persons to collect and safeguard prisoners' personal funds and valuables.

(1) A funds and valuables custodian/assistant shall be designated in writing per reference (m), article 041511 and shall be provided with adequate safekeeping facilities.

(2) Collection agents (authorized custodians) shall be designated in writing per reference (m), article 041512 to receive prisoners' funds and valuables and shall be provided with adequate safekeeping facilities for temporary storage of receipts.

h. Mail Supervisor. CO/OIC shall appoint in writing a staff member as an authorized custodian to process prisoner mail and to record and receipt for money and valuables received in prisoner mail.

3202. BILLET TITLES AND FUNCTIONS. Following billet titles shall be used in preparing manpower authorizations and tables of organizations established for Marine Corps confinement facilities and Navy waterfront briggs/CCUs. Some titles vary at consolidated briggs due to unique specialization of billets. Those billet titles are separately approved by NAVPERSCOM (PERS-68).

1. BRIG O. BRIG O is responsible for the humane care, custody, discipline, safety, welfare, and correctional treatment of personnel in confinement facilities; operation of the confinement facility per the requirements of this manual and other applicable instructions; encouraging command-level participation and provide liaison to staff specialists who support and provide guidance for the corrections program; and training and supervision of all staff members assigned to the confinement facility.

2. Assistant BRIG O (Navy). Assistant BRIG Os perform such duties as assigned by the BRIG O and acts, within judicial constraints, for this person in their absence. Assistant BRIG Os are responsible for the organization, performance of duty, good order and discipline of the entire command and supervise security, programs, administrative support, and training.

3. Programs

a. Programs Officer. Programs officer is responsible for areas concerning rehabilitation, retraining, and restoration. In facilities not having a programs officer, the assistant BRIG O is responsible for these functions.

b. Correctional Counselor. Correctional counselor provides direct and indirect, individual and group counseling to no more than 40 prisoners and assists in their program development, performance, and evaluations. Where this person is a para-professional, problems requiring professional attention shall be referred, through the chain of command, to a professional with the required competency.

c. Training Supervisor. Training supervisor is responsible for scheduling and providing staff and escort training, military and PT, and maintenance of staff training records. In smaller confinement facilities, this person may conduct prisoner reception, military and PT, and maintain prisoner training records.

d. Work Supervisor. Work supervisor is responsible for planning and coordinating of work projects and working parties employing prisoners. Major functions include maintaining liaison with area coordinators, installation commanders, and immediate superiors in command in identification and assignment of productive work projects suitable for prisoners; ensuring work parties are supervised by trained and qualified escorts; monitoring work parties on or away from the confinement facility; providing maintenance and general sanitation of confinement facilities and grounds; and coordinating employment of installation custody and minimum custody prisoners on individual assignments to other commands. This position will normally be filled by a civilian in Navy confinement facilities.

e. Project Supervisor. Project supervisors are responsible for special type work or programs (e.g., laundry, carpentry, auto mechanics, welding, electrical, maintenance, etc.), and are required to be qualified in technical and safety requirements of the project they are assigned to supervise.

f. Case Manager/Counselor. Case managers/counselors assist prisoners in developing programs that assist in meeting personal

retraining needs. They shall meet with prisoners at least weekly to ensure prisoners are carrying out their program plans.

g. Victim Witness Coordinator. Victim witness coordinators shall be appointed in writing by the CO/OIC. Duties include acting as a liaison with crime victims and witnesses and notifying crime victims and witnesses of prisoner release-related activities. This billet is typically assigned as an additional duty to a mature individual who shall be sensitive to the needs of crime victims and witnesses.

h. Program Evaluator. Where applicable, program evaluator coordinates adherence to standards associated with varying agencies and organizations, to include inspections by Inspector Generals, installation fire and safety departments, hazardous materials/waste agencies, medical personnel, environmental agencies, food service personnel, ACA, and other outside agencies.

4. Administration

a. Administrative Officer. Administrative officer is responsible for administrative and prisoner records, facility correspondence, statistical data, reports, and prisoner sentence computation.

b. Receiving and Release Supervisor. Receiving and release supervisor is responsible for processing prisoner intake and release, relevant records and supplies, including health and comfort (H&C) items, prisoner personal property, clothing issue, and storage.

c. Supply Officer/Supervisor. Supply officer/supervisor is responsible for receipt, issue, and inventory of facility operations supplies.

d. Mail Supervisor. Mail supervisor is responsible for receipting, logging, inspecting, distributing, and posting of prisoner mail, and for receipting and accounting for prisoner funds and valuables received through the mail. In no instance shall prisoners inspect or handle mail.

e. Administration Clerk. Administration clerk performs clerical duties.

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f. Funds and Valuables Custodian/Assistant. Funds and valuables custodian/assistant shall collect, receipt for, and ensure safekeeping of prisoner personal funds and valuables.

5. Security. All staff are responsible for security of the confinement facility and safety of prisoners and other personnel. The following shall ensure security, safety and welfare measures, and programmed activities are carried out per regulations and directives. Some posts must be manned 24 hours, 7 days per week.

a. Operations Officer. Operations officer is responsible in the areas of security, control, accountability, emergency planning and response, control of prisoner movement, maintenance of security and related equipment, perimeter patrol, and supervision of group activities.

b. Brig Duty Officer (Navy)/Duty Brig Supervisor (Marines). Brig duty officer/duty brig supervisor is responsible for supervising the security force, maintaining good order and discipline, carrying out plan-of-the-day, and ensuring the health, welfare, and safety of staff members and prisoners. When the BRIG O is absent, the next senior staff member available is in charge of the general operation of the confinement facility watch during normal business hours; after normal business hours, the brig duty officer/duty brig supervisor is in charge.

c. Control Center Supervisor. Control center supervisor is responsible to the brig duty officer/duty brig supervisor for maintaining the prisoner accountability and security system. This position is the hub of the communications system and coordinates information and activities concerning prisoners and prisoner movements. They are responsible for storage, issue, and inventory of security equipment such as keys, instruments of restraint, etc. Personnel selected for this post shall be carefully screened by the BRIG O due to responsibilities and high demands associated with these duties.

d. Quarters Supervisor. Quarters supervisor is responsible to the brig duty officer/duty brig supervisor for maintenance of good order and discipline, sanitation, and accountability and welfare of prisoners in an assigned berthing area or special quarters. Each separate berthing area (dormitory or special

quarters) shall be supervised. In the case of very small (10 capacity or under) or minimum custody quarters, one quarters supervisor may be assigned to supervise up to four separate quarters so long as they are adjacent to each other. In case of larger quarters (more than 40 capacity) or unusually configured spaces, it may be necessary to assign more than one quarters supervisor. Medium/minimum custody quarters shall be closed during the day and prisoners shall be out on work details (unless work centers are established in the day room spaces of the berthing areas). It shall not be necessary to keep a quarters supervisor on duty in a medium/minimum berthing area to supervise only a few prisoners who are not going out to work. Therefore, prisoners who are held-in for whatever reason shall be supervised in a secured area adjacent and visible to a 24-hour post. Quarters supervisors shall supervise prisoners on work details when prisoners leave the housing area.

e. Prisoner Escort. Prisoner escort(s) shall be used for transporting prisoners to and from locations outside the confinement facility. Escorts may be provided by the using command personnel when properly trained and qualified and identified by a confinement facility-issued escort identification card.

6. Special. When the size of the facility and volume of prisoner turnover warrant, qualified personnel for functions shown below may be assigned on a full-time basis. For smaller facilities, such assignments shall be on a collateral-duty basis with provisions made to ensure sufficient time is made available to adequately carry out their duties. All personnel shall receive local training in security regulations, prohibited practices, and emergency procedures.

a. Chaplain. Chaplain administers the religious program and is responsible for coordination of worship services, consultation on religious issues, and facilitation of the visitation program for chaplains from units with personnel confined in the confinement facility.

b. Medical Officer. Medical officer is responsible for health and medical care of prisoners and sanitary conditions of the facility.

c. Hospital Corpsman. Hospital corpsman assists and is responsible to the assigned medical officer for the health care program for prisoners including emergency medical first aid and dispensation of all controlled medicines and drugs prescribed for prisoners. At discretion of the assigned medical officer, the hospital corpsman may conduct daily sick call and visit prisoners in segregation.

d. Mess Supervisor. Mess supervisor shall ensure quality and quantity of food served to prisoners are identical with that served in the enlisted mess for the general command population; that sanitation, preparation, handling, and service of food meet established criteria; and preparation and serving of special diets, bread and water meals and diminished rations (if imposed upon a person attached or embarked in a vessel) conform to requirements of this manual and reference (c). This person, when not assigned full time to the confinement facility staff, shall be assigned in writing by the CO/OIC.

e. Specialized Billets

(1) It may be necessary to assign personnel to a confinement facility who would normally perform similar tasks in another activity, such as disbursing or military personnel record keeping. When such personnel are assigned to a confinement facility, they shall complete all local training required of other confinement facility staff.

(2) When mission of a confinement facility requires specialized programs, additional billets to accomplish the confinement facility's mission may be added. Civilians with the required expertise may be hired on a full-time or part-time basis. Such personnel, depending upon their professional background and previous corrections experience, shall complete the training required by NAVPERSCOM (PERS-68) or CMC (PSL Corrections).

(3) All specialized confinement facility staff shall have the same responsibilities for security and prisoner welfare as do other confinement facility staff.

3203. WATCH BILL CONSTRUCTION. Security assignments shall be rotated as to both post and hours of duty to provide cross training and to broaden the staff's perspective of the total

confinement function. Frequency of such reassignments is a matter of discretion with the BRIG O, but experience has shown that assignment periods of less than 3-6 months are ineffective.

3204. COMBINED DUTIES. In small facilities it may be both necessary and expedient to assign two or more billet functions to one staff member. To preclude inappropriate grouping of such collateral tasks and to enhance the transferability of learned job skills from one confinement facility to another, the CO/OIC shall review grouped tasks.

3205. CONFLICTING ASSIGNMENTS

1. Officers. Officers assigned to shore and afloat confinement facilities are on 24-hour call to respond to emergencies within the facility and shall be exempted from assignment to watch bills and duties such as officer of the day, duty officer, security officer, etc. Duty officers are frequently called upon to arrest, restrain, or confine personnel in the performance of their duty. While exigencies of the service may require personnel to perform a share of collateral duties not related to criminal justice, COs shall avoid assigning such collateral duties as legal services officer, discipline officer, security officer, shore patrol officer, or any other assignment which is involved in the investigation, apprehension, or prosecution of military personnel under provisions of the UCMJ.

2. Enlisted Personnel. Personnel on rotating shifts or 74-hour immediate recall for emergency and riot control shall be exempted from local watch bills.

SECTION 3. MANNING LEVELS AND DUAL STAFF RELATIONSHIPS

3301. MANPOWER AUTHORIZATIONS - NAVY. Navy manpower authorizations for confinement facilities shall be established and changed using procedures provided in OPNAVINST 1600.16J. Waterfront brig/CCUs shall be under separate unit identification codes (UICs) to provide for screening and training of personnel assigned to correctional duties. Only those billet titles provided in article 3202 shall be used on manpower authorizations.

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3302. TABLES OF ORGANIZATION (T/O) - MARINE CORPS. Marine Corps T/O's for confinement facilities shall carry such billets as a separate reporting unit code not integrated with any other element of the organization. Requests to establish or revise T/O's shall be routed through CMC (PSL Corrections).

SECTION 4. SPECIAL DIRECTIVES FOR CORRECTIONAL STAFF

3401. POST ORDERS. BRIG Os shall ensure there are up-to-date written instructions for each post which shall be reviewed annually. These post orders shall contain a clear, concise statement of the purpose, schedule, supervisory functions, security requirements, post equipment, and any other special features of the post. Staff members shall know and be able to perform functions required in the post orders prior to assumption of that post.

3402. GENERAL RULES OF CONDUCT FOR STAFF

1. Generally, acting in conformance with requirements of the UCMJ and observance of constitutional rights of individuals is sufficient to establish proper staff/prisoner relationships; however, there are some aspects of staff behavior that merit special emphasis such as:

a. Physical and verbal abuse, hazing, use of unnecessary force, and any form of corporal punishment by a staff member are prohibited.

b. Striking or laying hands upon prisoners is prohibited except in self-defense, to prevent serious injury to other persons, to prevent serious damage to property, to effect an authorized search, or to quell a disturbance. In such cases, the amount of force used shall be the minimum amount necessary to bring the situation under control.

c. Each confinement facility staff member, regardless of duty assignment, is responsible for maintaining security of the facility and the safe custody of the prisoners.

d. Each confinement facility staff member is prohibited from buying, selling, trading, or giving any item or service, or accepting favors or personal services to or from prisoners, and prohibited from permitting others to conduct such activities.

e. Each confinement facility staff member is prohibited from extending privileges, favored assignments, or information to individual prisoners which are not similarly available to all prisoners.

f. Staff personnel shall not use their official position to establish or maintain social contacts or relationships with prisoners, former prisoners, or their families or friends.

g. Each confinement facility staff member shall not release information on individual prisoners without authorization of the BRIG O.

h. Each confinement facility staff member shall set high personal standards of appearance and military bearing.

i. Each confinement facility staff member is prohibited from using profane, demeaning, indecent, or insulting language toward or in the presence of prisoners.

j. Each confinement facility staff member shall maintain a professional and firm manner toward prisoners at all times.

3403. FRATERNIZATION. Staff members are prohibited from fraternizing with prisoners. This restriction shall not prohibit all contact, such as simple conversation between prisoners and staff members. Confinement facility staff members are expected to treat prisoners humanely and as members of the military service in a subordinate position within the organization.

3404. HARASSMENT/SEXUAL HARASSMENT

1. Per SECNAVINST 5300.26C, personal dignity of all individuals shall be observed. Any act or work which demeans, degrades, humiliates, or serves only to embarrass an individual is prohibited. Actions which are not specifically authorized by confinement facility policy and which would likely have the effect of humiliating or embarrassing prisoners or otherwise demeaning them shall be avoided. Sexual harassment is prohibited. This behavior interferes with an individual's performance and creates an intimidating, hostile, and offensive environment. Sexual harassment denies respect and dignity to the individual and is contrary to the mission of the confinement

facility. Confinement facilities shall strictly follow and enforce SECNAV's policy in both letter and spirit.

3405. PHYSICAL ABUSE/MALTREATMENT CHARGE. CO of the activity shall immediately review known circumstances and determine whether or not the duty assignment of the member charged shall be altered pending resolution of the charge. If the CO finds probable cause the allegation is true, the accused shall be reassigned to other duties not involving contact with prisoners. See article 3106 of this manual for possible removal from confinement facility duty.

3406. URINALYSIS TESTING. Policy for urinalysis testing in confinement facilities for staff and prisoners shall be implemented as provided in OPNAVINST 5350.4C, MCO 5300.12, or applicable civilian personnel regulations.

SECTION 5. STAFF TRAINING

3501. INITIAL TRAINING. All personnel assigned to corrections duty shall receive formal training as specified by NAVPERSCOM (PERS-68) or CMC (Training and Education Command) (TECOM), as appropriate.

3502. PRE-SERVICE TRAINING. After successful completion of formal correctional training, all personnel shall undergo pre-service training which is conducted at the confinement facility and precedes assumption of duties. All personnel assigned duties within the confinement facility shall attend pre-service training classes regardless of billet assignment or specialty code. It shall be sufficiently broad in scope to give a thorough understanding of policies, programs, and procedures to be followed in all phases of the operation. It shall be designed so that a successful participant could, with specialized training, fill any appropriate staff billet. Pre-service training shall consist of at least three subject matter areas: general orientation to correctional practices and the facility; general supervised on-the-job practice in all areas of the operation; and specific orientation to the particular assignment. Training shall be constructed so that experienced confinement personnel transferring into the facility attend only the portion designed to orient the participant with the peculiarities of that particular facility. Staff shall complete the Job Qualification Requirements (JQR) that outline

specific post requirements and responsibilities of a corrections specialist prior to unsupervised assumption of duties. All pre-service training shall be documented in such a manner as to permit verification of attendees, specific curriculum completed, and date and length of training.

3503. IN-SERVICE TRAINING

1. In-service training is designed to keep all staff members abreast of changes in policy and operations and to maintain and improve proficiency in confinement skills. Each confinement facility shall conduct regularly scheduled in-service training so that a complete cycle of subject matter is completed within 1 year. All staff and support personnel with regular or daily contact with prisoners, regardless of billet assignment, shall be required to attend this training and demonstrate proficiency in the subject matter. In-service training shall be a minimum of 40 hours per fiscal year and, at a minimum, shall include the following subjects:

a. Goals/philosophy of the corrections program, official policies, programs, and procedures for the treatment of prisoners.

b. Reception/release process, physical examination, health and comfort issue, clothing issue, personal property, completing forms, and reception lecture content, stress management, and administrative procedures.

c. Searches, seizures, shakedowns, contraband, and use of force/restraints.

d. Programs, legal status, and custody classification, counseling, work, education, training, return to duty or discharge, and boards.

e. Supervision of prisoners, staff attitudes, pitfalls of harassment, intra-staff relationships, staff and prisoner relationships, recreation, mail and visiting procedures, and count procedures.

f. Problem and special handling prisoners, including the assaultive prisoner, suicide risk, homosexual, blood-borne/airborne

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pathogens, drug user/supplier, borderline intelligent, and the pre-psychotic, among others.

g. Inspection of physical plant, bars, windows, doors, mess and recreation areas, fire safety apparatus, lighting, fences, and building exteriors; control of keys, weapons, chemical agents, medications, and tools.

h. Emergency bills; restraining methods and instruments; emergency equipment; and hostage survival.

i. Confinement facility rules for prisoners; disciplinary and other reports; who may authorize disciplinary measures; and authority and duties of the brig supervisor, section leader, control center supervisor, security supervisor, quarters supervisor, and other staff.

j. Qualification in appropriate firearms and chemical agents.

k. First aid and CPR.

l. Escort training and transfer procedures.

m. Victim Witness Assistance Program.

n. Hazardous material/hazardous waste procedures.

o. Unarmed self-defense.

2. All in-service training shall be documented like pre-service training (see article 3502).

3504. INTER-SERVICE TRAINING

1. When available, appropriate correctional training may be obtained from another military service. When members of other military services are assigned to naval confinement facilities, they shall fully participate in the prescribed confinement training program for that facility. Other services shall be permitted to send their personnel to training conducted at confinement facilities, as circumstances permit. This training will also be documented.

2. Ashore brig staff shall provide training and other support to personnel operating afloat brigs when feasible and requested.

3505. PROFESSIONAL DEVELOPMENT. It is desirable that confinement facility staff members have access to college-level training, meetings, seminars, an annual workshop provided by NAVPERSCOM (PERS-68) or CMC (PSL Corrections), and staff training programs of professional correctional agencies. Department of Justice, Federal Bureau of Prisons, National Institute of Corrections, American Correctional Association, American Jail Association, and many State and local correctional agencies often make training and consultant resources available if approached.

3506. STAFF LIBRARY. An important aspect of professional development of staff members is the ready access to current literature in the field. This access is best accomplished by establishing a staff library under the purview of the training supervisor. Books, professional journals, and multi-media materials may be purchased by the confinement facility and supplemented by the installation or regional library.

CHAPTER 4
CONTROL, SECURITY, EMERGENCIES

SECTION 1. PRISONER ACCOUNTABILITY SYSTEM

4101. CONTROL CENTER FUNCTION

1. Control center is the focal point for all confinement facility security and control operations and is the impenetrable nerve center of the confinement facility. It is here that all prisoner movements are directed, controlled, and accounted for; that all keys are controlled and accounted for; where the entry and exit of all prisoners, staff, and visitors are controlled; and where emergency equipment is stored. Main communications terminals, both regular and emergency, are located in the control center. Outside telephone switchboards shall not be operated from the control center during normal daytime working hours. Master count records are maintained in the control center and the reports of daily counts are prepared and verified there.

2. Control center shall be manned at all times and its security integrity maintained. Access to control center shall be limited to authorized personnel. Prisoners shall not be allowed access to control center under any circumstances. Security features of control center shall be sufficient to prevent unauthorized persons from entering forcibly. Control center shall have windows which are glazed with security glass as specified in reference (k) and security openings, through which keys, badges, papers, etc., can be issued and received.

3. Control center shall be constructed and ventilated so in the event chemical agents are used within the facility, they shall not be inducted into the control center.

4102. CONTROL CENTER ACCOUNTABILITY SYSTEMS

1. Certain basic information must be maintained and controlled to ensure adequate accountability of prisoners at all times. This system shall be controlled by and maintained in the control center. Extent of this system shall be tailored to meet local needs. Small control centers may combine elements as desired. Many of these required forms and reports can be generated by the

Correctional Management Information System (CORMIS). Elements of this system are

a. DD 2707, Confinement Order. Confinement orders shall be delivered to the control center by the receiving and release supervisor immediately upon receipt of new prisoners. Control center supervisor shall make necessary adjustments to the control center count records and forward the confinement order to the administrative supervisor by the next workday for inclusion in the prisoner's file.

b. Prisoner Identification Badge. Control center's copy of prisoner identification badge shall be maintained in alphabetical order in a visible or readily visible file in the control center. New badges shall be added only when new confinement orders are received and those on file shall be removed from the master file only upon receipt of an executed DD 2718, Inmate Release Order. At this time, both shall be forwarded to the administrative supervisor for inclusion in the prisoner's file. Such badges shall conform to article 8106.

c. Berthing Assignment Record. This record shall follow the berthing configuration of the facility and shall show which prisoner is assigned to each occupied dormitory or cell berth.

d. Work Assignment Record. This record is established to accommodate local work assignments for quick verification of work detail and location of the prisoner.

e. Out Count Record. This record shall be maintained in the control center only if there are prisoners outside the facility on temporary absence. Control center shall maintain a DD 2708, Receipt for Inmate or Detained Person, for each prisoner on temporary absence. Normal format is a wall chart which provides time of the count and an appropriate number of spaces under each authorized out-count location (i.e., hospital, Naval Legal Service Office (NLSO), Transient Personnel Unit (TPU), etc.) and constructed so as to allow prisoners' names to be written in and erased repeatedly without damaging the form (i.e., grease pencil on an acetate cover). Form shall also indicate berthing space which shall be vacant when a prisoner is counted out of quarters.

f. Daily Change Sheet. A listing of all authorized status, custody, program, billeting, and work assignment changes shall be prepared daily. This sheet shall be authenticated by signature of the CO/OIC/CPOIC or designee, and distributed to all posts. All housing moves, except emergencies, shall be accomplished in conjunction with the daily change sheet.

g. Daily Appointment Sheet. Each work day, a daily appointment sheet shall be prepared by the administrative supervisor listing all authorized appointments for the following workday (i.e., medical appointments, legal appointments, military personnel appointments, chaplain interviews, etc.). This sheet shall be authenticated by signature of the CO/OIC/CPOIC or designee, marked "For Official Use Only" and distributed to all posts. This sheet shall group appointments by time sequence and each entry shall show the prisoner's name, social security number, and destination. A column shall be provided for explanatory remarks. Where applicable, CORMIS may be used.

h. DD 2718, Inmate's Release Order. Release orders shall be verified and maintained in the control center until the release is effected. Release order shall then be forwarded to administrative supervisor for inclusion in the prisoner's file. Administrative supervisor shall ensure information is properly reflected on the daily change sheet when known in advance. At the actual time of release, obtain the receipt signature on the release order, and deliver the completed form to the control center for the necessary record changes.

i. Brig Log. Brig log is the historical record of prisoner transactions and other significant events. It shall be maintained in the control center and reviewed (and countersigned) by the brig duty officer/duty brig supervisor at the conclusion of each watch. A running count shall be included in this log.

4103. COUNTS

1. A minimum of three scheduled prisoner counts shall be made daily (reveille, end of workday, and taps). More frequent counts may be required depending on prisoner population and physical characteristics of the facility; however, frequency of the counts shall not unduly interfere with normal workday activity. In addition to scheduled counts, work supervisors and

quarters supervisors shall be required to make irregular but frequent checks of all prisoners under their supervision. There must be periodic bed checks of all prisoners during the night; however, prisoners shall not be awakened for this purpose. Routine counts shall be scheduled at times which shall not interfere with work, training, sleep, or recreation schedules. Results and times of all scheduled counts and other counts directed by local policy shall be entered in the brig log.

2. To ensure an accurate and well-organized count the following procedures shall be incorporated:

a. A 5-minute warning shall be announced to alert supervisors to halt prisoner movement.

b. All external gates shall be secured during the count and shall not be opened until the count is cleared.

c. When count is sounded, the staff shall ensure there is no prisoner movement until the count is certified correct and the count is secured by the control center. To ensure uniformity of procedures, prisoners shall be assembled as follows:

(1) In Special Quarters/Cells. Prisoners shall stand at attention in their cell facing the door with the door shut and locked.

(2) In Dormitories. Prisoners shall stand at attention at the aisle end of their berth. Two staff members shall conduct the count; one staff member shall observe all prisoners while the other makes the count. This is to ensure no prisoner movements/substitutions are made resulting in double counting. Only exceptions to standing at attention during count shall be those prisoners who have a medical restriction and are in quarters and those few prisoners who may be assigned to night work and the count occurs during their normal period for sleep.

(3) Outside of Quarters. Those prisoners outside of their quarters shall be assembled in a military formation and required to stand at attention while they are being counted.

d. As soon as supervisors have an accurate count, it shall be reported to the control center supervisor.

e. Control center supervisor shall total the number of prisoners signed out of the facility with the number of prisoners reported by supervisors and verify the total count.

f. In the event of a miscount, the count shall be repeated as stated above. A second miscount shall cause the control center supervisor to call for a picture count from each supervisor conducting the count using the prisoner identification badge. In the event the picture count finds a prisoner(s) missing, the escape provisions required to be established by article 4407.3 shall be initiated.

g. Supervisors shall personally count prisoners under their control and shall not allow any prisoner to assist them.

h. Emergency counts shall be conducted whenever deemed necessary.

4104. PRISONER MOVEMENT

1. Activities and movements of prisoners must be controlled. Movements must be orderly, punctual, and well supervised. Military formations and procedures are excellent control measures and shall be utilized whenever feasible.

2. Utilization of prisoner passes shall be stressed in large facilities to facilitate the control of prisoner movements within the facility. Prisoner passes shall be used for special purposes which require prisoners to leave their regular details. Strict control of prisoner pass system must be maintained. All members of the staff, staff specialists, and prisoners must be instructed in the operation of the pass system in order for it to operate correctly and efficiently.

3. In lieu of an Armed Forces Identification Card, installation custody prisoners shall carry a DD 512, Installation Parolee/Minimum Custody Agreement, describing their status and limits of movement. Refer to article 8106.2c for applicable SSN provisions.

4105. SALLY PORT OPERATIONS

1. A sally port is basic to the secure operation of any confinement facility. Used properly, it affords security and control over entry to and exit from the confinement facility.

2. Following procedures shall be followed in sally port operations:

a. Whether gate or door locks are keyed manually or operated electrically, provisions shall be made to prevent both from being inadvertently opened at the same time.

b. If sally port doors or gates are electrically operated, the controls shall be located inside the control center or within a secure post which has an unobstructed view of the sally port.

c. If the sally port is used primarily for vehicles, it shall be constructed so the largest vehicle entering can be contained within it with both gates closed. Ensure that any prisoners accompanying a vehicle have been properly logged out of the confinement facility by the control center supervisor. All vehicles entering a sally port shall be searched.

d. Other staff members may assist the security supervisor in searching prisoners and vehicles, but the ultimate responsibility for ensuring that no contraband or unauthorized prisoners pass through the sally port rests with the security supervisor.

SECTION 2. PRISONER CUSTODY CLASSIFICATION

4201. PURPOSE AND DEFINITIONS

1. Purpose. Purpose of custody classification is to establish the degree of supervision needed for control of individual prisoners. Custody classification provide guidance for supervision of prisoners and permit establishment of security measures consistent with requirements of the individual. Among prisoners there are wide variations in personality and mentality. Where there is fair and impartial treatment, prisoners generally present no serious disciplinary problems. There are some prisoners, however, who are deliberately

uncooperative. Some have personality difficulties which make them chronic sources of trouble, such as the highly aggressive person or those acutely depressed. Efforts must be made to identify all special cases, and control measures instituted to ensure the safe and orderly administration of the confinement facility. An objective custody classification process which addresses the characteristics of the prisoners shall be used per reference (1); the Correctional Management Information System (CORMIS) electronic equivalent is also authorized.

2. Classification Definitions. Every prisoner shall be assigned one of the following custody classifications:

a. Maximum Custody (MAX). Prisoners requiring special custodial supervision because of the high probability of escape, are potentially dangerous or violent, and whose escape would cause concern of a threat to life, property, or national security. Ordinarily, only a small percentage of prisoners shall be classified as MAX.

(1) Supervision must be immediate and continuous. A DD 509, Inspection Record of Prisoner in Segregation, shall be posted by the cell door and appropriate entries made at least every 15 minutes.

(2) They shall not be assigned to work details outside the cell.

(3) They shall be assigned to the most secure quarters.

(4) Two or more staff members shall be present when MAX prisoners are out of their cells.

(5) MAX prisoners shall wear restraints at all times when outside the maximum-security area and be escorted by at least two escorts (confinement facility staff or certified escorts, per article 7406).

(6) On a case-by-case basis, the CO/OIC/CPOIC may authorize additional restraint for movement of specific MAX prisoners. A military judge may direct that restraints be removed from a person in the courtroom if, in this judge's opinion, such restraint is not necessary. In all cases, the limitations of article 1102 of reference (b) shall be observed.

b. Medium Custody In (MDI). Prisoners who present security risks not warranting MAX. They are not regarded as dangerous or violent.

(1) Supervision shall be continuous within the security perimeter and immediate and continuous when outside the security perimeter.

(2) They shall not be assigned to work outside the security perimeter.

(3) They shall wear restraints outside the security perimeter unless the CO/OIC/CPOIC directs otherwise.

(4) They shall be escorted by at least two confinement facility staff or certified escorts, per article 7406, unless the CO/OIC/CPOIC directs only one escort is required.

(5) They may be assigned dormitory quarters.

c. Medium Custody Out (MDO). Prisoners who present security risks not warranting MDI.

(1) Supervision shall be immediate and continuous when outside the security perimeter of the confinement facility.

(2) They may be assigned to any regular work inside or outside the facility.

(3) They shall require at least one escort when outside the security perimeter. Working party and other escort ratios shall be determined by the CO/OIC/CPOIC when escorted by confinement facility staff; escort ratios for unit escorts shall be no less than one escort per five MDOs.

d. Minimum Custody (MIN). Prisoners who present security risks not warranting the above classifications.

(1) Custodial supervision may be occasional or periodic; a system of checks is usually sufficient.

(2) They are usually assigned work outside the facility.

(3) They shall require at least one escort when outside the security perimeter. Working party and other escort ratios shall be determined by the CO/OIC/CPOIC when escorted by confinement facility staff; escort ratios for unit escorts shall be no less than one escort per 10 MINs.

e. Installation Custody (IC). Certain post-trial prisoners who require only limited custodial supervision. They may work and move about much the same as individuals in normal duty status. Following guidelines apply to placing persons in installation custody:

(1) Have completed at least one half of the confinement adjudged, or the convening authority has taken action, whichever occurs first.

(2) Are not more than 12 months from minimum release date.

(3) Have not previously been removed from this custody grade for cause.

(4) May be berthed inside or outside the security perimeter of the confinement facility. Additional authorized privileges, such as attending the installation theater, library, sports events, and similar activities may be authorized by the activity (Navy) or installation commander.

(5) Person's uniform outside a Navy confinement facility shall not identify the individual as a prisoner. Prisoners confined in Marine Corps confinement facilities shall wear the standardized prisoner uniform per MCO 1640.5B.

(6) All IC's must sign a DD 512 and carry it with them at all times outside the facility. A locally prepared agreement, listing the limitations on movement outside the facility, shall be agreed to and signed by IC prisoners and countersigned by the CO/OIC/CPOIC or designee. DD 512 shall be turned in and checked out from the control center supervisor as required. Assignments shall depend on ability to handle responsibility and, whenever possible, be commensurate to individual's training, skill, needs of the service, and potential training value to the prisoner. Maximum use of installation custody status is encouraged.

4202. CLASSIFICATION CRITERIA

1. A custody classification shall be based on amount of supervision and restraint each prisoner requires.
2. All new prisoners, except those specifically deemed to be serious management problems (MAX), shall be assigned a MDI custody classification during the reception phase. Detainees shall not be assigned a MDO, MIN or IC custody classification.
3. Ultra-conservative custody classification results in a waste of prisoner and staff manpower. A large number of MAX and MDI prisoners reduce the number of staff available for supervision of the kinds of productive work available to lesser custody classifications (IC, MIN, MDO). Classification system must follow established, but flexible, procedures.
4. Prisoners in lesser custody classifications (IC, MIN) shall have the opportunity for additional privileges, as opposed to incentives, simply because of the requirement for reduced supervision and increased mobility. A prisoner in any custody classification may be granted extra incentives, within security constraints, for above average performance. Incentives must be earned and are not automatic with a custody classification. Prisoners shall be placed in the lowest custody classification as soon as possible. Thus, it is not appropriate to "promote" prisoners through custody classifications in sequence.
5. Following are factors, though not all inclusive, to be considered in assessing higher custody classifications (MAX or MDI):
 - a. Assaultive behavior.
 - b. Disruptive behavior.
 - c. Serious drug abuse.
 - d. Serious civil/military criminal record (convicted or alleged).
 - e. Low tolerance of frustration.
 - f. Intensive acting out or dislike of the military.

- g. History of previous escape(s).
 - h. Pending civil charges/detainer filed.
 - i. Serving a sentence which the individual considers to be unjust or severe.
 - j. Poor home conditions or family relationships.
 - k. A mental evaluation indicating serious neurosis or psychosis.
1. Indication of unwillingness to accept responsibility for personal actions past and present.
- m. Demonstrated pattern of poor judgment.
- n. Length, or potential length, of sentence.
6. Following are factors that indicate lower custody classifications (MDO, MIN, or IC).
- a. Clear military record, aside from present offense.
 - b. Close family ties; good home conditions.
 - c. The offense(s) charged is not serious.
 - d. Apparently stable mental condition (responsible for own actions).
 - e. Indications the individual wishes to return to duty.
 - f. Comparatively short sentence to confinement; however, length of sentence shall not be an overriding factor.
 - g. Behavior during a previous confinement.
 - h. Completion of, or active participation in, treatment programs or groups.
7. It must be understood the factors mentioned above are only indicators, not ironclad rules; therefore, the CO/OIC/CPOIC shall consider objective based overrides where applicable. An

evaluation of all phases of the prisoner's performance shall be made prior to each custody change. By following the criteria and concepts outlined above, the CO/OIC/CPOIC shall be able to make more efficient use of staff and provide an atmosphere in which restoration efforts shall be more effective.

8. Adult Internal Management System (AIMS). An AIMS classification shall be determined for each prisoner confined in Navy confinement facilities. This is a five-level classification of prisoners based on aggressiveness of personality and methods of problem management used by an individual. AIMS is never used for custody or incentive determination, but is very useful for housing and programming prisoners together in order to maximize their opportunities to succeed and to utilize programs offered. Use of AIMS in each confinement facility is required; each classification and assignment board or unit board shall consider a prisoner's AIMS classification in assignment of berthing, program, and work. AIMS is used in Marine Corps confinement facilities at discretion of the CO.

4203. EVALUATION OF PRISONERS

1. An evaluation program as issued by NAVPERSCOM (PERS-69) shall be implemented in all Navy confinement facilities and correctional custody units. Factual information concerning prisoners, such as home and community background, education, service adjustment, attitudes, offense and circumstances, sentence, and any other pertinent information shall be assembled early in their confinement. Through observation and evaluation reports, staff contacts, and recommendations/actions of higher authorities, histories of prisoners can be developed for use in determining their response to the corrections program. This in turn shall indicate possible program changes.

2. Receiving and release supervisor shall ensure that a DD 2710, Inmate Background Summary, is completed on each prisoner as part of the admission process. It shall be reviewed by the brig duty officer/duty brig supervisor and forwarded to the correctional counseling staff.

3. All members supervising prisoners shall be responsible for evaluating prisoners in their charge and shall submit periodic written reports on their performance. This must be done on a

b. Supplementary reports shall be submitted when a prisoner demonstrates behavior which is out of the ordinary, either good or bad.

4. A "treatment file" shall be developed for each prisoner to maintain all pertinent treatment and counseling related information. This file shall be made available to staff members on a "need-to-know" basis. It shall be made available for official reviews of adjustment to confinement and for board usage.

5. Each staff member has responsibility for passing information concerning prisoners to the proper authority in the confinement facility. What seems to be a bit of trivial information may prove to be significant when coupled with other information on hand. Behavior and attitude of the prisoner in the berthing area, at work, in recreation, and in a classroom shall provide a good overall indicator of problem areas and adjustment progress. Continuous staff evaluation of each prisoner cannot be overemphasized.

4204. CLASSIFICATION AND ASSIGNMENT (C&A) BOARD. The C&A board shall establish an individual prisoner's custody classification using objective classification/reclassification procedures. When the C&A board determines custody classifications, it shall be composed of the BRIG O or designated representative, one senior staff member from security and one from programs, and any other members appointed by the BRIG O. See article 6303 of this manual for program functions of the C&A board.

4205. SPECIAL QUARTERS

1. Policy

a. Some prisoners require additional supervision and attention due to personality disorders, behavior abnormalities, risk of suicide or violence, or other character traits. If required to preserve order, the BRIG Os or, in their absence, the brig duty officers/duty brig supervisors may authorize special quarters for such prisoners for purposes of control, prevention of injury to themselves or others, and the orderly and safe administration of the confinement facility. A hearing to determine the need for continued administrative segregation of the prisoner shall be conducted. This hearing may be by board action or by a member of the confinement facility appointed in writing by the BRIG O, and a written recommendation to the BRIG O will be provided within 72 hours of the prisoner's entry into segregation.

b. Special quarters is a group of cells used to house prisoners who have serious adjustment problems or certain medical issues, are highly temperamental or emotional, anti-social, some medical cases, or who cannot get along with other prisoners, or are persistent custodial problems. Special quarters are not a punitive measure and shall not be used as such. Prisoners must be made aware of the reason they are berthed in special quarters. Prisoners are assigned to special quarters by the BRIG O and shall not have normal privileges restricted unless privileges must be withheld for reasons of security or prisoner safety (e.g., suicide risks or aggressive, assaultive or predatory prisoners). For each period of 30 days a prisoner is retained in special quarters, the C&A board shall review and provide a recommendation to the BRIG O, who shall determine and certify the requirement for continuation in special quarters.

c. Disciplinary segregation is provided for in article 5105.3e.

d. Prisoners who have threatened suicide or have made a suicide gesture but are found fit for confinement may be placed within special quarters under continuous observation while in the category of suicide risk. CO/OIC/CPOIC may direct removal of prisoner's clothing when deemed necessary. Prisoner must be under observation of a supervisor of the same sex. Closed circuit television may be installed at a limited number of bays for observation, although cross gender monitoring is not authorized.

2. Procedures. All prisoners in special quarters shall be under continual supervision. Special precautions shall be taken in equipping, inspecting, and supervising their quarters to prevent escapes, self-injury, and other serious incidents. They shall be sighted at least once every 15 minutes by a staff member and shall be visited daily by a member of the medical department and the BRIG O. In addition, it is highly desirable that prisoners in special quarters be visited daily by a chaplain. Each sighting of and visit to any segregated prisoner shall be officially recorded and include date, time, name of visitor, and any appropriate remarks. DD 509, Inspection Record of Prisoner in Segregation, shall be used to record visits.

3. Behavior and Custody Problems. On rare occasions it may be necessary to confine violent prisoners in cells without furnishings to prevent them from injuring themselves or others. Such a measure shall be used only upon specific direction of the BRIG O. A segregated prisoner shall be released to regular quarters as soon as the need for special segregation is past.

4. Homosexuals. Persons who are suspected, accused, or convicted of homosexual acts shall not automatically be segregated or berthed in cells. Confinement in a cell may be appropriate when the prisoner has been involved in acts that may jeopardize the prisoner's safety or the safety of others. Homosexuals shall not be restricted from normal privileges and supervised activities available to other prisoners in the same custody classification if their conduct in confinement is not sexually aggressive and otherwise satisfactory.

5. Suicide Risks

a. Prisoners with a history of suicide attempts or who are considered to be suicidal shall be immediately referred to the medical department/clinical services/mental health department for further evaluation and appropriate action, which may include hospitalization. NAVMEDCOMINST 6320.11 provides guidelines in those cases involving emergencies, specialized treatment or evaluation, or psychiatric treatment that can not be deferred.

b. Prisoners who have threatened suicide or have made a suicidal gesture, but are found fit for confinement, may be placed in the category of "suicide risk" for observation. They shall be placed in special quarters under continuous

observation. CO/OIC/CPOIC may direct removal of the prisoner's clothing when deemed necessary. Prisoner must be under observation of a supervisor of the same sex. Closed circuit television may be installed at a limited number of cells for observation. Use of this equipment would be in addition to the requirement above.

c. Such prisoners shall be berthed in special quarters and physically checked every 5 minutes. Such checks shall be annotated on an operational report, or other locally generated form, and shall accompany the prisoner's DD 509. They shall not be permitted to retain implements with which they could harm themselves.

d. When prisoners are no longer considered to be suicide risks by a medical officer, they shall be returned to appropriate quarters.

6. Human Immunodeficiency Virus (HIV)/Acquired Immune Deficiency Syndrome (AIDS). See article 10104.

4206. BERTHING

1. Where facilities permit, newly admitted prisoners shall be housed separately from the general population until indoctrination in prisoner regulations and other administrative details of reception are completed. During this period of orientation, prisoners shall be objectively evaluated and a custody classification assigned prior to transfer to the general population.

2. Although preferred, there is no requirement that prisoners of different legal status (detained or sentenced) be berthed separately. Separation of prisoners shall be by custody or AIMS classification (see article 4202.8). Optimum situation would permit housing different custody classification prisoners in different and separate areas. In many confinement facilities, practicality dictates commingling of prisoners in the same quarters; however, every effort shall be made to maintain separate berthing where possible. Where optimum conditions do not exist, prisoners in medium and minimum custody classifications may be housed together.

3. Maximum custody and segregated (administrative/disciplinary) prisoners shall be berthed in special quarters or apart from the general population.

SECTION 3. SECURITY SYSTEMS

4301. RESPONSIBILITIES FOR SECURITY

1. Primary purpose of a confinement facility is custody and control of prisoners. Control of prisoners is effected by impartial enforcement of reasonable rules and regulations which are necessary for the safe and orderly operation of the facility. Custody and control measures shall be adequate to maintain good order and discipline, and to protect staff and prisoners.
2. An effective system of security, custody, and control shall be established in each facility. Every staff member must be aware that custody and security do not stand alone but are interdependent with all other portions of the operation. Each staff member is responsible, regardless of duty assignment.
3. Fixed posts shall be maintained to ensure that all traffic is permitted to enter or leave only upon suitable identification and inspection. Use of armed sentries within the perimeter is not authorized. When perimeter sentries are necessary, sentries outside the compound of a shore confinement facility shall be located to ensure an unobstructed view.
4. Security measures inside the confinement facility are the day-to-day control and supervision procedures designed to facilitate the movements of prisoners, to assure control of their whereabouts, to guard against violation of rules, and to promote discipline and good order. Posts must be established at key points such as in quarters and at entrances to work and recreation areas to afford control and supervision. Provisions must also be made for supervision during meals and other activities.
5. Existence of programs or activities such as work, organized recreation, and self-improvement combine to create sound custodial measures. Security cannot be assured if it is based on procedures operated wholly against the will of the prisoners. When prisoners spend long hours in idleness and feel harassed by

on the front of their outside garment, above the waist.

4302. CONTRABAND AND SEARCHES

1. Contraband

a. Contraband is any article not authorized to be in possession of prisoners or any item authorized for a prisoner's use that has been modified for a use other than that originally intended. Local regulations shall specify what items are allowed and under what conditions. Items which threaten the security and safety of the confinement facility, or the possession of which are illegal, are always contraband.

b. Contraband items can be controlled through close supervision and frequent searches. Unscheduled searches of prisoners, cells, visiting rooms, recreation areas, library, heads, galley, mess halls, work areas, vehicles, deliveries, and shipments are essential. Personal property and items of clothing that accompany new prisoners must also be closely searched to prevent the introduction of contraband.

c. When contraband is discovered, a written report must be made listing the items and covering precisely the circumstances of discovery. The contraband items along with the report shall be submitted to appropriate staff per local policy. It is essential that a strict chain of custody be maintained of any evidence which may be used in disciplinary action. OPNAV 5527/22, Evidence/Property Custody Receipt, shall be used.

2. Searches. Prisoners shall be instructed their persons, quarters, and work areas are subject to search at any time while confined. Searches shall be conducted in a professional manner. Policies of article 3404 are applicable. There are two types of searches: of a person and of an area. These searches are described below and shall be used as the situation requires.

a. Search of the Person. Searches shall be conducted by staff members of the same sex as the prisoner, absent extreme emergency.

(1) Frisk Search. The prisoner's body, clothing, and possessions shall be searched by the staff member. Requirements for prisoners to assume exaggerated positions are not necessary. Unnecessary force is prohibited. A quick, careless search is useless. Random frisk searches usually prove adequate in controlling contraband. Care must be taken not to establish a predictable pattern in conducting these searches.

(2) Strip Search. Strip search shall be used in admitting new prisoners, when transferring prisoners, or whenever suspicion of a crime or violation of reference (a) attaches to a prisoner. BRIG O shall determine how often strip searches are to be conducted following visits, in those situations where the prisoner has been outside the security perimeter, and special cases when deemed necessary. In situations where all prisoners are not strip searched, and no specific incident exists, random selection shall be used. Random selection requires an objective method; staff choice on-the-spot is not an acceptable method. Complete search shall be made in privacy, and the searcher shall have another staff member present as a witness. In these searches the prisoners shall remove their shoes and all clothing. Clothing, personal effects, and body shall be carefully searched.

(3) Body Cavity Search. Internal examination of body orifices, when required, shall be made only by authorized medical personnel. This requirement does not preclude visual examination by staff members.

b. Area Search. All areas shall be subjected to a thorough search from time-to-time on an unscheduled basis. Visiting areas shall be searched by staff before and after all visits, and prior to any further access by prisoners. In conducting such searches, a definite plan shall be followed. Prisoners shall not be present during the search nor be permitted to see how it is conducted. If prisoners are occupying the area to be searched, they shall be escorted out of the area, each being frisk searched upon leaving. All authorized articles shall be handled carefully and replaced when the search is completed.

Care shall be exercised to avoid any undue disturbance of prisoners' effects.

4303. KEY CONTROL

1. Control of keys is a major element of security. A key control system shall include routine (at least monthly) inspections to ensure the authorized number of keys are available and will operate the locks. The system shall identify each key or ring of keys and give its location at all times. No key's marking shall indicate its function. Locks and keys (including spare keys) for fire escapes and emergency doors must be checked frequently to ensure their operation. Only authorized staff members shall have confinement facility keys in their possession and then only during the performance of duties requiring the use of those keys. Keys shall not be taken from the facility. A duplicate set shall be held in reserve for use in emergencies and shall be rotated regularly with duty keys to ensure all keys function properly. A third set of duplicate keys shall be maintained outside the confinement facility and at a secure location providing 24-hour availability. All sets of keys shall be rotated regularly (at least every 3 to 6 months) to ensure they function properly.

2. Keys shall be located in the control center and, except when in use, shall be stowed in a cabinet or locker that shall be secure at all times. Stowage shall be such that keys may be readily selected in case of emergencies. Key control system must be rigidly enforced. Control center shall have an accurate key book showing the number of each key, trade name of lock and its location, and number and location of keys for that lock. Each key or ring of keys shall have its own hook on the key panel board. Staff members authorized to draw keys shall use a metal tag system for each key drawn and be required to return the key after use. All keys must be accounted for at all times.

3. A sentry within a locked area shall have only the keys to a locked sub-area (such as keys to bells within a cellblock.)

4. A system for the control of confinement facility staff members' and visitors' personal keys shall be implemented.

4304. TOOL CONTROL

1. Tool control is essential to the security of the confinement facility. Small tools as well as large shall be marked/tagged for identification and closely controlled. Each staff member must report violations of the tool control plan. Ladders, rope, and other equipment that can be used for escape purposes or for weapons shall be included in the tool control plan.

2. Required Procedures

a. Keep tools to a minimum and maintain an accurate up-to-date inventory of all tools.

b. Utilize a shadow board with outlines for tools/maintain tool cribs.

c. Regularly verify presence of tools.

d. Check out tools so accountability for each tool can be determined at all times.

e. Frequently verify location of tools, and ensure hazardous tools such as files, hacksaws, welding torches, and pipe cutters are used only under supervision.

f. Tools allocated to various departments shall be distinctly marked for ready identification and to determine which department has responsibility for them.

g. Kitchen knives, meat saws, cleavers, ice picks, and barber tools shall be included in tool control. Where medical facilities exist, surgical knives and hypodermic needles shall be included.

h. Hazardous tools such as hacksaw blades, files and tips for cutting torches, and welding equipment shall be stored under lock and key.

i. Missing or lost tools must be reported immediately.

j. Broken, damaged, or worn tools must be turned in to the responsible supervisor for disposal. All pieces of a broken

hacksaw blade, file, or similar tool must be properly accounted for and disposed of.

k. A record of all tools shall be maintained and monitored, tracking each item from the time it enters the facility until the date it is removed from the facility.

4305. VEHICLE AND EQUIPMENT CONTROL

1. Authorization for entry of any vehicle into the facility compound is contingent upon consent to search. All vehicles entering or leaving the facility shall be carefully searched. Unattended parking in the compound shall not be permitted. A staff member shall remain with the vehicle the entire time it is in the facility unless the compound is clear of all prisoners. Containers entering the compound shall be searched unless they were banded or sealed at a point of shipment and have not since been opened. At discretion of the BRIG O, local conditions may not require search of every container; however, frequent spot checks of incoming containers shall be made instead. Inspections must be thorough. Laundry, trash, and other containers large enough to conceal a person shall be searched before leaving the compound unless they were filled under the continuous supervision of a staff member and the supervision maintained until their removal.

2. Vehicles parked in the staff/visitors parking area shall be locked.

4306. VOLATILE/POISONOUS/HAZARDOUS SUBSTANCE CONTROL

Supplies, which may be dangerous, shall be secured per applicable Navy/Marine Corps policy and Occupational Safety and Health Administration standards.

1. Medical Supplies. Everything containing a narcotic, alcohol, or poison requires special handling and accounting to provide adequate protection against carelessness, theft, and misappropriation. These supplies shall be controlled per rules set forth in the Manual of the Medical Department. When such supplies are needed for use, they shall be withdrawn only by medical personnel.

2. Flavoring Extracts and Food. When the facility operates its own galley, close supervision by the personnel in charge must be

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maintained to prevent theft of material for making alcoholic beverages.

3. Poisons. Various compounds such as pest and rodent control powders and liquids, toilet bowl cleaner, soaps and detergents, and disinfectants are dangerous and must be controlled. These items shall be locked in a safe storage cabinet, dispensed in quantities required for immediate use, and issued for use only by staff.

4. Strong Irritants. Cleaning supplies, insecticides, and similar agents, which contain strong irritants that may cause blindness or death, must be closely controlled. These items shall be stored in a centralized location, properly issued, and returned by staff.

5. Paints, Varnishes, Thinners, Glues, and Antifreeze. Prisoners have been known to sniff or drink mixtures containing harmful compounds which resulted in serious injury or death. The utmost care shall be taken by staff to see that items of this kind are kept under lock, and only the amount necessary for the work on hand is issued. Mixing of paints or varnishes requiring the use of commercial thinners or alcohol shall be carried out under the immediate supervision of a staff member. Bulk storage of these items shall be in a storage area approved per local safety regulations. Shops where these items are used shall be closely supervised when in use and secured at all other times.

6. Gasoline, Kerosene, and Diesel Fuel. Highly volatile items such as these shall not be stored within the security perimeter of a confinement facility. Such items shall only be brought into the facility when necessary and then only in the amounts needed for the work on hand.

4307. WEAPONS

1. Restrictions. Firearms, ammunition, non-lethal, or chemical riot control equipment shall be allowed inside the security perimeter of the facility only when specifically authorized by the CO, or higher authority, and then only to prevent or stop a riot or general disturbance. The officer authorizing such use shall ordinarily be physically present during the period of

authorized use. The CO shall ensure proper training of staff prior to employment of any weapons within the facility.

2. Firearms. Use of firearms shall be authorized by the CO, or higher authority, only as a last resort. Firearms shall be used only to prevent serious injury, loss of life, or to protect personnel (staff or prisoners) who are held as hostages. Persons shall not be fired upon to prevent their escape unless in their efforts to escape, they harm or threaten to harm others seriously, or in any other way endanger the lives of others. Orders to halt shall be given first. Warning shots shall not be fired. Firearms shall be used only by personnel qualified in their use.

3. Batons. Batons, riot batons, and Monadnock PR-24 Batons are considered deadly weapons. The CO may authorize their use only when the degree of force that can be applied by hand is inadequate to quell violence or control unruly prisoners. When authorized, minimum force necessary to control the situation shall be applied. Specific training and annual certification is required for personnel carrying the Monadnock PR-24 Baton.

4. Non-Lethal. Use of non-lethals may be authorized by the CO or higher authority. Due to the array of applications available and unique scenarios appropriate for their use, pre-selection of such weapons is required. The CO shall publish policy governing training requirements and application.

5. Arms Locker. An arms locker shall be provided outside the security perimeter for the storage of weapons carried by personnel who visit the facility. An arms clearing trap shall be provided outside the security perimeter to safely clear all weapons prior to storage in the arms locker.

4309. TEAR GAS (CHEMICAL AGENTS)

1. Chemical riot control equipment may be used only upon order of the CO, or higher authority, and only by a person trained in its use. A trained riot force of the activity (Navy) or installation shall be utilized. Oleoresin Capsicum (OC) and Ortho-Chlorobenzylidene Malonitrile (CS gas) may be used in all confinement facilities with the exception of overseas facilities where OC or CS gas is prohibited by the Status of Forces

Agreement with the host nation. Additional restrictions and responsibilities are provided below.

a. OC spray

(1) Ensure only trained personnel are allowed to use OC spray.

(2) Exposure to OC spray may cause respiratory failure in susceptible individuals. Ensure confinement facility staff are appropriately trained in basic life support procedures before using OC spray.

(3) Use only OC spray that is free of potential or known carcinogens.

(4) Maintain a record on the use of OC spray during disturbance control, training, or accidental release to monitor the number of individuals exposed and any attributed adverse outcomes.

b. CS gas may be used when there is a large number of rioters so situated that their removal would be hazardous to other prisoners or staff personnel. Only the CO, or higher authority, shall authorize use of gas, and only CS gas shall be authorized. Normally, grenade type canisters shall be used.

(1) Sufficient gas shall be used at the first attempt to quickly break up all resistance. Minimum effective amount and maximum amount that can be safely used in any given area shall be computed in advance and be maintained as part of the riot control bill.

(2) Provisions for equipment and personnel must be made for a follow-up action. Gas will break the resistance, but prisoners may have to be forcibly removed. A follow-up squad equipped with gas masks shall be ready to enter the affected area.

(3) Gas shall be permitted to develop fully but not to dissipate before sending in the follow-up squad.

(4) A single gas shell or grenade can sometimes be used to break up a large group and make it easier to split off small portions. When this tactic is used, the group will quickly regroup unless the follow-up is properly timed.

c. Aerosol Tear Gas Streamers. COs operating confinement facilities may establish procedures for the control and use of aerosol tear gas subject to the following restrictions:

(1) Storage of aerosol tear gas shall meet the same requirement as other weapons, except that a minimum supply may be stored within the control center.

(2) Aerosol tear gas streamers shall not be carried by confinement facility staff members unless immediate use is anticipated. Personnel shall be trained and receive certification/re-certification for tear gas streamer use.

(3) Under the following conditions a CO may authorize the BRIG O to use aerosol tear gas streamers. In all cases where immediate use is dictated by emergency circumstances, each instance shall be immediately reported to the CO and documented.

(a) To intervene in violent, life-endangering, self-destructive behavior when other means of subduing the prisoner could result in serious risk of grievous bodily injury to staff or to the prisoner.

(b) To disarm or move a resisting prisoner into a more secure cell when use of streamer will aid in overcoming life-threatening actions of the prisoner.

(c) As an adjunct to riot control weapons when a significant number of prisoners are engaged in concerted violence.

(4) Aerosol tear gas shall never be used indiscriminately. It shall not be used in anticipation of violence or in response to verbal threats of violence or resistance. Prolonged discharge directly into the eyes or face at closer than 2 feet is prohibited.

(5) Commands or units maintaining an inventory of aerosol tear gas shall establish procedures to account for all dispensers.

(6) Commanders who maintain an aerosol tear gas inventory shall establish procedures whereby

(a) all personnel exposed to aerosol tear gas shall receive decontamination treatment as soon as possible after exposure, but in no event shall the delay exceed 45 minutes. This treatment shall include as a minimum copious irrigation of the eyes with cold water, and a medical department examination for evaluation and appropriate referral for those individuals heavily exposed to tear gas, and replacement clothing for individuals whose clothing is contaminated.

(b) decontamination of the confinement facility shall be accomplished following the use of tear gas.

2. Whenever a chemical agent is used, a detailed description of the circumstances attending its use shall be reported per article 8112. If injury or an adverse public reaction shall occur, an interim telephonic report shall be made immediately to NAVPERSCOM (PERS-69) or CMC (PSL Corrections) with follow-up reports as soon as additional information becomes known.

4309. INSTRUMENTS OF RESTRAINT

1. Instruments of restraint of any type shall not be used as punishment. See article 1102 of reference (b).

2. As a precaution against incidents created by dangerous, violent, or escape-minded prisoners, handcuffs, transportation belts, and leg irons may be utilized. Use of restraints during movement of prisoners shall be as outlined in article 4201 of this manual. The CO and a medical officer must authorize use of straitjackets.

3. Instruments of restraint are not normally authorized to be used within the security perimeter of the confinement facility except when preparing to move a MAX prisoner outside the segregation unit, when regaining control during a disorder, or when a prisoner is violent and self-destructive. Normally, the senior military staff member on duty at the confinement facility

is the only one authorized to order the use of restraints in these situations. If restraints are used as a result of a disorder or on a violent prisoner, the CO shall be notified immediately. The CO or designee shall make an immediate on-site visit to observe the use of restraints is appropriate and shall report that use to their immediate superior in command. An incident report shall be submitted as directed in article 8112 of this manual if the situation warrants it. In any case the senior staff member on duty at the confinement facility shall ensure that restraints are removed as soon as possible.

4. Chains (irons, single or double) affixing a prisoner to a wall or other apparatus or other restraining devices not mentioned above are prohibited.

5. Care shall be taken not to unnecessarily display restrained prisoners to the public during transportation.

SECTION 4. DISTURBANCES AND EMERGENCIES

4401. PREVENTION OF DISTURBANCES

1. There are remote and immediate causes for all disturbances. Trouble may be indicated when prisoners become restless and flare up easily or when they avoid contact with staff members. Excessive numbers of disciplinary reports, requests for work or housing changes, and suicide attempts are indications of potential trouble and shall be investigated to eliminate incidents that could result in a riot. A well-trained staff shall be able to observe and detect tensions and unrest among prisoners and must report them promptly.

2. Frequent causes of disturbances are mistreatment, untrained staff, failure to separate problem prisoners, and improperly prepared or served food.

3. When an incident or disturbance occurs, staff members shall identify individual prisoners involved and report their actions. Immediate identification and isolation of leaders may prevent development of a major disturbance. Staff members shall be indoctrinated in the exercise of patience in the control of troublesome groups. Unnecessary use of force or arbitrary actions may precipitate a disturbance.

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4. Serious incidents/alleged incidents that could result in embarrassment to the naval service or focus public attention on the confinement facility in question shall be reported to NAVPERSOOC (PERS-68) or CMC (PSL Corrections) per article 8112 of this manual.

4402. CONTROLLING DISTURBANCES

1. Staff personnel shall avoid use of force where the assigned responsibilities can be effectively discharged without its use. If security cannot be accomplished without the use of force, personnel shall use the minimum amount of force necessary to control the situation.

2. When deciding a course of action, consideration shall be given to general public safety, safety and welfare of hostages (if any), prevention of loss of life or injury to other personnel, prisoner welfare, and protection of property.

4403. PRIORITIES OF FORCE. When use of force is necessary, it shall be exercised according to priorities of force and limited to the minimum degree necessary under the particular circumstances. All instances requiring the use of force shall be fully documented. Use of firepower is justified only under conditions of extreme necessity and as a last resort, and when all lesser means have failed, or cannot be reasonably employed. Examples of such circumstances are stated in article 4404. The application of any or all of the priorities of force listed or the application of a higher numbered priority without first employing a lower numbered one, will depend on and be consistent with the situation encountered during any particular disorder. Priorities of force and who may order them are as follows:

<u>Priority of Force</u>	<u>Who May Order (billet)</u>	
	<u>Navy</u>	<u>Marine Corps</u>
An order	any staff member	any staff member
Show of force	BRIG O (see 3001.7a(1)) command duty officer/ brig duty officer	BRIG O (see 3001.2a(2)) duty brig supervisor (see 3002.5b)

	(see 3202.5b) staff member in self-defense	staff member in self-defense
Use of physical force	BRIG O or authorized representative (see 3201.2a(1)) command duty officer/ brig duty officer (see 3202.5b) staff member in self-defense	BRIG O or authorized representative (see 3201.2a(1)) duty brig supervisor (see 3202.5b) staff member in self-defense
Less than lethal munitions	commanding officer (see 3201.1a)	commanding officer (see 3201.1b)
Use of high pressure water/or chemical agents	commanding officer (see 3201.1a)	commanding officer (see 3201.1b)
Use of batons	commanding officer (see 3201.1a)	commanding officer (see 3201.1b)
Fire by selected marksmen or full firepower	commanding officer (see 3201.1a)	commanding officer (see 3201.1b)

4404. DEADLY FORCE

1. Deadly force is defined as that force which is used with the purpose of causing, or which a person knows or shall know would create, a substantial risk of causing death or serious bodily harm.

2. Following are examples of extreme situations where use of deadly force may be directed:

a. To protect citizens, staff personnel, or hostages when a reasonable belief exists that they are in imminent danger of death or serious bodily harm.

b. To prevent the commission of a serious offense involving violence and the threatened death or serious bodily harm to another prisoner.

3. CO will insure that all elements of intent, capability, and opportunity are in place prior to application of deadly force.

a. Intent. Threat or will of a person to cause injury to another.

b. Capability. A means to carry out the threat; i.e., a weapon of some sort.

c. Opportunity. Space in which a subject is in to complete the threat. Subjects with knives can not injure individuals 50 yards away; however, if they had pistols the situation changes.

4405. FIRE BILL

1. Fire Protection Requirements

a. Firefighting equipment must be provided in accessible locations and kept in working order. Fire extinguishing devices using any chemical harmful to personnel shall not be available to prisoners or located in prisoner areas.

b. Regular fire drills are required and shall be coordinated with command firefighting personnel.

c. Emergency Breathing Devices (EBDs) shall be maintained in the control center for use by selected staff in case of fire or smoke in areas where prisoners or staff will need assistance. In large confinement facilities, additional EBDs shall be maintained at control posts close to prison berthing areas.

2. Fire bill shall provide for the following:

a. Security and prompt evacuation of all personnel to a pre-selected control point.

b. Availability of efficient firefighting equipment at all times.

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c. Modern portable fire extinguisher in close proximity to all housing units and at strategic locations in other areas.

d. Keys to emergency exits, properly controlled and distinctly marked.

e. Availability of portable floodlight equipment.

f. Training of staff and prisoners in prevention and reporting of fires.

g. Prominent posting of fire bill including layout of primary and alternate evacuation routes for information of staff and prisoners.

h. Fire drills to be conducted at least monthly and recorded in the brig log.

i. All fire bills shall be coordinated with and approved by the installation fire department.

j. Detailed plan of building(s) for fire department only.

4406. NATURAL DISASTER BILL

1. If a shore confinement facility is not secure enough to withstand natural disasters, prisoners and staff shall be evacuated prior to the final alert stage or condition.

2. Disaster bill shall include the following:

a. A secure area/structure shall be predetermined for the security and prompt evacuation of all personnel.

b. Evacuation routes shall be carefully predetermined for security and prompt evacuation of all personnel to take into account natural and man-made barriers.

c. Emergency food, water, first-aid supplies, and communications shall accompany personnel if not already pre-positioned at the evacuation site.

d. If time permits, basic prisoner records shall accompany personnel to the evacuation site.

e. Confinement facility shall be secured once evacuation is complete.

f. Medical assistance shall be provided for injured personnel.

g. Procedures to account for all personnel and a plan to effect the orderly return to the confinement facility.

h. Working parties shall be formed as necessary to repair damage and clear debris.

4407. ESCAPE BILL

1. All precautions shall be taken to prevent escape of prisoners; however, the escape of a prisoner is not detrimental to the reputation of a command or the staff when reasonable precautions have been exercised. Reasonable precautions include proper custody classification of prisoners, adequate instruction and supervision of staff, alertness of all staff members, a system of security inspections, and promulgation of an adequate escape bill.

2. All members of the staff and prisoner escorts from other activities or units shall be familiar with procedures to be followed in the case of an escape or attempted escape. In the event of an escape, or attempted escape, action as outlined below shall be taken.

a. Attempted Escape from a Confinement Facility. If a prisoner attempts to escape, take action in the following order:

(1) Command the prisoner to "halt" and repeat the command one time, if necessary.

(2) If unsuccessful through the use of the command "halt," prevent the escape by physical pursuit and restraint as may be necessary under the circumstances.

(3) An escape, whether successful or abortive, will tend to cause unrest and could lead to a disturbance. Care must be taken to ensure a proper count is conducted and the daily routine is resumed as soon as possible.

(4) If the prisoner is injured when captured, request medical assistance immediately.

b. Attempted Escape from an Escort. If a prisoner tries to escape from an escort outside the confinement facility or if the person refuses to obey an order to remain with the detail, the escort shall attempt to restrain the prisoner with any effective means at hand, provided it can be done without jeopardizing control over the remaining prisoners in the detail. If the prisoner successfully escapes, the escort shall march remaining prisoners to the nearest means of communication, report the incident to the confinement facility, and request instructions.

3. Escape bill shall provide for the following:

a. Procedures for reporting absence of a prisoner and sounding the alarm without loss of time.

b. Maintenance of an up-to-date list of all staff members with addresses and telephone numbers so they can be recalled when needed (Emergency Recall Bill). This shall be tested periodically to verify accuracy of recall numbers and response time of staff members.

c. A listing of escape posts to be manned while the search is in progress. These may be divided into groups which provide for coverage according to areas and known circumstances.

d. Post instructions shall be provided for each staff member assigned to a post. Instructions shall include post number, location of nearest law enforcement agency, and any other information that will assist staff members when they arrive on the post. Portable two-way radios shall be issued each staff member assigned to an outlying post.

e. Provisions for notification of military and civil law enforcement agencies in the area when an escape has occurred and their notification upon apprehension. Deserter Information Point shall be notified immediately via telephone with a message to follow the next working day, and a DD 553, Deserter/Absentee Wanted by the Armed Forces, shall be completed and forwarded to the Deserter Information Point by the most expeditious means. The below points of contact are provided.

- (1) Navy: Toll free (800) 423-7633.
- (2) USMC: commercial (703) 614-3248, 3376/DSN 224.
- (3) Army: commercial (317) 510-3711, 3712/DSN 699.
- (4) USAF: commercial (210) 565-3727/DSN 665.

f. Special instructions for staff members who will remain on posts in housing units, galley, or other vital areas.

g. Provisions for picking up personnel assigned to outlying posts, and for turn-in of equipment.

h. Provisions that the escape plan not disrupt unrelated activities of the installation or station.

i. Provisions for training of staff members in placing the escape bill into effect.

j. Provisions for security of the bill. The bill must not be known to prisoners.

k. Provisions for securing and preserving any evidence of, or related to, the escape.

4408. RIOT CONTROL BILL

1. Personnel assigned to riot control response units shall be properly equipped and trained in local riot control measures.

2. Each team must be given specific instructions in the course(s) of action to be followed, and teams shall enter the trouble area simultaneously from as many entrances as are available.

3. An estimate of the situation must be made before committing personnel to a condition that could result in a hostage-taking situation. Reinforcements shall be called as necessary to handle the situation and they shall be assembled as soon as they arrive. This delay can be used to plan the operation and determine immediate objectives. Outer perimeter must be secured.

by the situation. A standby reaction force shall be employed as required.

6. Riot control bill shall provide for the following:

- a. Sounding the alarm.
- b. Basic procedures for dealing with riots in the mess hall, recreation area, auditorium, or any place where large numbers of prisoners normally gather.
- c. Instructions for identifying, separating, and housing ringleaders.
- d. Provisions for notifying the CO, security, fire and public works departments, and staff members (Emergency Recall Bill) who may be needed in controlling the riot.
- e. Training of all staff members in the control of riots, riot equipment, and familiarization with the riot and disorder bill.
- f. Safety measures for staff and prisoners who are not participants.
- g. Provisions for the protection of property.
- h. A system of inspection and checks to ensure proper functioning and availability of emergency doors and equipment, e.g., gas masks, keys, weapons, ammunition, etc.
- i. Taking immediate steps to close the security perimeter to any avenue of escape or breaching.
- j. Procedures for localizing the disturbance.

k. Procedures to be followed in the event of a hostage-taking situation. See article 4409.

l. Procedures for permitting withdrawal from the affected area by prisoners not wishing to participate.

m. Provisions made for securing communications facilities, heat, water, and main electrical controls.

n. Cause of the disturbance shall be ascertained if possible. Rioters may be conferred with, but no promises shall be made regarding any demands other than they will have a fair hearing. Use of a formally trained negotiator shall be provided for in the Emergency Bill, but senior decision-making personnel shall not become directly involved in negotiations with prisoners. Formally trained confinement facility staff shall incorporate negotiation techniques and procedures within the hostage bill.

o. Personnel shall be instructed to closely observe actions of the prisoners in order to provide future evidence concerning the agitators and ringleaders.

p. Use of cameras is encouraged during disturbances as they normally serve as a deterrent, as well as providing graphic evidence in the case of future disciplinary hearings. A bull horn, movie camera, and tape recorder are practical equipment to have available for disturbances.

q. Detailed plan of building(s) (blueprint/videotape).

r. Contents of the riot control bill shall not be revealed to any prisoner.

7. Post-Riot Procedures. Following steps shall be taken as soon as the disturbance is under control to ensure no one has escaped and physical plant of the facility is secure.

a. Confine all participants of the riot and assign sufficient supervision to prevent a recurrence of the disturbance.

b. Account for all prisoners.

- c. Provide extra supervisory personnel in all quarters and mess hall until it is certain the disorder is completely subdued.
- d. Confine all leaders and agitators in special quarters.
- e. Curtail all work and recreation activities, if necessary, and rearrange dining schedules so it is possible to provide adequate supervision for small groups of prisoners.
- f. Conduct a thorough investigation of the incident.
- g. Photograph all damaged areas and destruction before making repairs.
- h. Arrange for repair of damage to the confinement facility's physical security.
- i. Debrief staff personnel.

4409. HOSTAGES. Although the taking of hostages during a disturbance or an escape attempt is not a usual practice of military offenders, it is a very real threat and contingency plans must be issued. Proper indoctrination of all staff members and specialized training of hostage reaction teams is imperative. It is SECNAV policy if a disturbance occurs in a confinement facility, necessary force shall be used to subdue the disturbance. All orders received from an individual under duress or being held hostage shall be referred to the next senior (non-hostage) in the chain of command before being acted upon. Until a response is received, failure to comply with an order given under duress is excusable.

authorized disciplinary and management actions within the naval corrections program shall be established consistent with the provisions of this manual. The term "disciplinary actions" is synonymous with authorized administrative disciplinary and management actions, and also referred to as "punishment".

2. Background

a. NAVPERSCOM (PERS-68) and CMC (PSL Corrections) have been proponents in advocating uniform administrative disciplinary process, procedures, and disciplinary and management actions, hereafter referred to as the "discipline program", within the Department of Defense (DOD) corrections system. The discipline program, modeled from a similar program administered at the United States Disciplinary Barracks, Ft. Leavenworth, KS has been staffed through the Military Services and is anticipated to be included in future changes to reference (s).

b. Notable changes to the discipline program include standardized: discipline-related terms, definitions of confinement facility offenses, scope of disciplinary actions (e.g., minor and major), and definitions and offense categories with associated administrative disciplinary and management actions.

c. The confinement facility commanding officer (CO)/officer in charge (OIC) may delegate, in writing, to a ranking officer (executive officer (XO), assistant officer in charge (AOIC), BRIG O authority to impose all authorized disciplinary actions except for forfeiture of good conduct time (GCT)/earned time (ET), special acts abatement (SAA), disciplinary segregation (DS), and disciplinary segregation special diet (DSSD). Hereafter, the term "abatement" refers to GCT, ET, and SAA.

3. Definitions

a. Administrative Segregation (ADSEG). Involuntary or voluntary separation, for specific cause, of select prisoners from the general prisoner population and authorized movement of a prisoner to special quarters (SQ) by the COs/OICs or, in their absence, the brig duty officer (EDO)/duty brig supervisor (DBS) for purposes of control, preserving order, prevention of injury to themselves or others, and for the orderly and safe administration of the confinement facility.

b. Disciplinary Segregation (DS). The directed placement of prisoners in special quarters (SQ) in order to separate them from the general population of the confinement facility as a result of disciplinary and adjustment (D&A) Board process and specifically authorized by the CO/OIC.

c. Incentives. Tangible and intangible opportunities, beyond the scope of privileges, available within the confinement facility's corrections program to encourage and motivate positive prisoner attitude, behavior, and accomplishment. Incentives recognize both individual and group attainment. The ultimate goals are to build self-discipline and self-reliance in the individual/group and improve the functioning of the brig. Incentives are not associated with authorized disciplinary actions but may be applicable or affected as a related management action as implemented within confinement facility policy and procedures.

d. Legitimate Penological Interest. A bona fide concern for essential correctional operations that may require curtailment a prisoner's rights.

e. Major Disciplinary Actions (Major Punishments). Authorized disciplinary actions as a result of D&A Board process and specifically authorized by the CO/OIC to include: forfeiture of GCT, ET, or SAA; DS; disciplinary segregation with special diet (DSSD); and associated management actions (e.g., variation of suspension of outstanding major punishments).

f. Management Actions. Authorized actions as a result of disciplinary and adjustment D&A Board process and specifically authorized by the CO/OIC or designee to include: detail change (job and/or ET work level); change in continuous employment

date; berthing change; suspension or vacation of an imposed disciplinary action; incentive level change; and custody reduction.

g. Minor Disciplinary Actions (Minor Punishments). Authorized disciplinary actions as a result of D&A Board process and specifically authorized by the CO/OIC or designee to include: administrative reprimand or warning; loss of privileges; extra duty; and associated management actions (e.g., vacation of suspension of outstanding minor punishments).

h. Privileges. Any service that is not, by law or policy, considered to be an essential service. Privileges are benefits afforded to prisoners over and above minimum statutory requirements. Privileges in corrections serve as a practical method of reducing prisoner tensions and motivating or controlling prisoner behavior. Privileges can be removed from a prisoner as punishment for a rule violation, but only after a due process hearing (e.g., D&A Board). Privileges often include, but are not limited to: commissary (M&C) visits; visits; phone calls; television; radio; movies; recreation; special events; and special visits. Privileges are distinctly separate from incentives and identified as such, in writing, to staff and prisoners.

i. Rights. An essential service that must be provided to a prisoner. Prisoner rights are established in the United States Constitution and defined by Department of Defense (DOD), Secretary of the Navy (SECNAV), and other naval operating instructions. Rights are not removed from a prisoner as a punishment for a rules violation, but may be restricted, however, when there is a legitimate penological interest, such as security or safety. Rights in confinement include, but are not limited to: minimum standard of living; freedom from discrimination on the basis of race, religion, creed, national origin, or sex; limited rights to practice speech and religion; prohibition of cruel and unusual punishment; duty to protect; due process in their right to administrative appeals; meals; health care; correspondence or other access to corresponding or consulting with counsel; and due process hearing for disciplinary actions.

4. Discipline

a. Discipline, not harshness, is the heart of the correctional process. Nowhere is it more important than in military confinement facilities, since persons returning to duty after confinement can serve satisfactorily only if they are able to conduct themselves in a disciplined manner. Most prisoners in naval confinement facilities are young and are in confinement due to their lack of self-discipline.

b. Discipline can be learned only in a disciplined environment. Confinement facilities must at all times provide such an environment, which is enhanced by requiring a high standard of staff discipline. If every member of the staff meets high personal standards of discipline and if staff morale is high, prisoners shall observe this and most will respond positively. The objective is to instill discipline by teaching and demonstrating the value of self-discipline and self-reliance.

c. Rules for prisoners shall reflect the Department of Navy (DON) policies and shall cover essential elements of the confinement facility's correctional program and daily routine.

d. New prisoners shall be given a copy of the facility's rules governing prisoner conduct, to be retained by them until their release.

e. Instructions concerning various prisoner routines and responsibilities shall be thoroughly explained in the reception phase. It must be realized that newly arrived prisoners are in unfamiliar surroundings. They must be informed of limitations placed on their activities as well as opportunities available to them for self-improvement.

f. Daily routine and schedules of special activities shall be prominently displayed in places readily accessible to prisoners.

g. Basically, three rules are required of prisoners.

(1) "Do not escape, attempt to escape, or aid another to escape."

(2) "Do not have contraband in your possession."

(3) "Do not engage in disruptive behavior."

h. Each prisoner is expected to comply with the confinement facility rules and regulations and each shall be informed that any attempt to circumvent the rules and regulations shall be punishable as a breach of discipline.

i. Prisoners are subject to reference (a), regardless of discharge status.

j. Personnel in confinement shall observe military courtesies per service customs and traditions as appropriate. They shall not be required to observe or practice military courtesies or other requirements that are unorthodox and not standard military practices. Following are examples of prohibited requirements:

(1) Requiring prisoners to salute or address enlisted personnel as "sir" or "ma'am" or to refer to themselves by a number or nickname, vice their name.

(2) Requiring all prisoners to begin or end all statements to enlisted personnel with "sir" or "ma'am".

(3) Requiring prisoners to face bulkheads at close range in the passage of staff members.

(4) Requiring prisoners to request permission to speak.

(5) Prisoners shall be required to perform only that PT prescribed in the daily routine/plan of the day. Use of PT or close order drill, as punishment, as a means of motivational training, or by any other reason, is prohibited. Discharged military prisoners will be allowed the opportunity, but are not required, to participate in organized PT. When participating, they will follow the same protocols required of non-discharged prisoners. Discharged prisoners who elect not to participate will remain in their cells/rooms during the evolution.

k. Military courtesies and discipline shall be taught and required in a confinement facility as they are practiced in a regular military unit or aboard a ship or station. Unless

specifically authorized by the CO, OIC, or chief petty officer in charge (CPOIC), and prescribed in the plan of the day, extra military instruction (EMI) shall not be directed.

1. Gambling among prisoners is specifically prohibited.

5102. AUTHORIZED DISCIPLINARY PROCESS, PROCEDURES, AND ACTIONS

1. Authority. COs/OICs and others as specified herein may impose disciplinary actions on prisoners after due process (D&A Board). Disciplinary actions are administrative in nature and do not preclude trial by courts-martial or action under reference (a), article 15.

2. Punishable Conduct

- a. While confined at military confinement facilities, all prisoners are subject to disciplinary action for violations of reference (a), relevant Federal laws, and confinement facility rules and regulations, even after discharge from the Military Service. Jurisdiction over a prisoner continues even after departing the confinement facility (e.g., parole, supervised release, or excess leave), as long as the member remains under the administrative control of the armed services. Misconduct is dealt with through trial by courts-martial, violations brought before a D&A Board, and other management or administrative actions.

- b. Rules of a confinement facility must be enforced in a just and impartial manner. Violations must never be ignored or condoned, and staff members shall deal with minor violations on the spot. Normally, calling prisoners aside and explaining why their behavior is unacceptable will suffice. Excessive use of DD 2714s, Inmate Disciplinary Report (DR), reduces their effectiveness.

- c. Mass or group punishment for an offense by an individual is strictly prohibited.

- d. DRs shall be reserved for serious offenses, or to interrupt a pattern of unacceptable behavior, such as a series of minor infractions in a short period of time as documented on DD 2713, Inmate Observation Report (OR).

e. ORs placed in prisoners' files provide an excellent means of evaluating their performance; however, no inference shall be drawn that every minor incident must be put in writing.

3. Initial Procedures. The following procedures shall be followed when a prisoner allegedly commits an infraction of regulations and a verbal correction/OR is not considered appropriate:

a. When a staff member reports an offense, the prisoner shall be immediately informed of the nature of the alleged rules violation. DR, shall be used in reporting offenses. Contraband or other evidence substantiating the charge is to be submitted with the DR. DRs, once submitted by the staff member to the CDO/DBS, shall not be dismissed except by the XO/AOIC/BRIG O after their review of the report and informal investigation. The brig CDO/DBS shall initially review the DR for clarity, completion, and, where necessary, take interim action to ensure safety, and good order and discipline within the confinement facility. A due process hearing to determine the need for continued administrative segregation of the prisoner shall be conducted by a neutral member of the brig staff, appointed by the CO/OIC, to review and make recommendations to the CO/OIC within 72 hours of the prisoner's entry into segregation.

b. In all cases where a DR is submitted, an informal investigation into the facts and circumstances of the alleged violation shall be made by a staff member uninvolved in the incident. Prisoners who are on report may make a statement in their own behalf, after they have been warned against self-incrimination in compliance with reference (a), article 31, and informed of their rights to consult with counsel. After having their rights explained, prisoners may sign a waiver of their rights and request a hearing by D&A Board without consulting counsel, obtaining personal representative, or calling witnesses.

c. The DR and investigation shall be forwarded to the XO/AOIC/BRIG O for review. In cases where the XO/AOIC/BRIG O directs a hearing by the D&A Board, written notice of the alleged violations shall be given to prisoners at least 24 hours in advance of the hearing. At Naval Consolidated Brig (NAVCNBRIG) the XO shall refer the disciplinary case to either a command-level or departmental-level board, as appropriate.

4. D&A Board

a. A D&A Board shall be appointed at each confinement facility and shall be composed of at least three members without direct personal interest in a given incident. The staff member next in authority to the CO/OIC shall chair the D&A Board. Civilian and enlisted staff personnel may serve as board members when designated by the CO/OIC. A recorder shall also be assigned. At NAVCONBRIGs, two D&A Boards may be established: a departmental-level board, chaired by a department head or equivalent, empowered to hear minor disciplinary action cases; and a command-level board, chaired by the technical director, empowered to hear major disciplinary action cases. The D&A Board shall forward all recommendations to the XO prior to imposition. If the departmental-level D&A Board recommends any major punishments, the case shall be referred to the command-level D&A Board. In review of the DR, the CO/OIC (to include XO at NAVCONBRIGs for minor punishments) is not limited by, or bound to, the recommendations of the board. They may reduce or reverse the D&A Board findings and decrease recommended disciplinary actions as appropriate. Only the CO can increase the punishment recommended. A copy of the finalized DR action shall be provided to the prisoner.

b. A D&A Board will be convened for the purpose of evaluating all facts and circumstances surrounding alleged prisoner misconduct, infractions, violations of confinement facility rules, and violations of reference (a). In addition to the DR, the D&A Board shall make a written record of the evidence presented at the hearing and state the reasons for recommending disciplinary action, if applicable. In making its recommendations, the D&A Board must give full consideration to the causes for the adverse behavior, the setting and the circumstances in which it occurred, the individual's accountability, the correctional treatment goals, and the existence of any impacting mental, emotional issues. The board should recommend disciplinary measures only to regulate and control the prisoner's behavior as necessary within acceptable limits. Disciplinary measures are never to be recommended capriciously or in the nature of revenge or retaliation. Each case is considered individually and on its own merits, based on a thorough and impartial evaluation of all relevant facts and circumstances.

5. General D&A Board Procedures

a. When a prisoner is having difficulty responding to the charges, or comprehending the English language, or when the complexity of the issues require special assistance, a request may be made to the D&A Board Chairperson to have a staff member act as an interpreter, spokesperson, or assistance on the explanation of the issues for the prisoner. There is no right to a specific staff member to assist the prisoner.

b. Witnesses. At the time the prisoners are notified of their anticipated D&A Board appearance date, the prisoners must provide their final list of merit witnesses. Merit witnesses are those members the prisoners want to appear at their Board, and are the only witnesses the D&A Board staff will notify to be present for the hearing. When prisoners receive written notice, or at any time thereafter, up to 24-hours in advance of the hearing, the prisoners may request to review the evidence and statements.

c. Formal reply to charges. After rights advisement against self-incrimination, and the reading of the alleged violation(s), the Board Chairperson will ask if the prisoners understand each charge. All questions are resolved before continuing. The prisoners must either

(1) plead GUILTY to any or all violations.

(2) plead NOT GUILTY to any or all violations.

(3) enter a NO PLEA to any or all violations. No Plea is neither a "guilty" or "not guilty" plea, but allows prisoners to explain the circumstances surrounding the infraction, and allows the Board to determine the guilt or innocence of the prisoner. NOTE: If the prisoner fails to enter a plea to a charge, the Board Chairperson directs the recorder to enter a plea of "NO PLEA."

d. Board Findings. Once all relevant and available evidence has been presented, the Board reconvenes in a closed session to consider all facts, reasonable inferences/deductions and conclusions. The Board may enter one of the following findings per charge:

(1) **GUILTY** A majority (two to one) of the Board members must be convinced the prisoner committed the charged violation, or a lesser-included offense of the charged violation. A guilty determination is based on a "preponderance of evidence"; i.e., there is more evidence to indicate the prisoner is guilty rather than not guilty.

(2) **ACQUITTED** If the Board members cannot obtain a majority (two to one) of votes to convict on any specific charge, the finding will be entered as "Acquitted."

(3) **DISMISSED** Is entered when the Board unanimously finds the charge is not a violation, or the charge is multiplicitous (charges describe the same misconduct) with other violations for which the prisoner was found "Guilty."

(4) In the case of a "Guilty" finding, violations may be considered individually or together in determining the Board's recommendations. The Board considers, but is not bound to recommend, credit for time spent in Administrative Segregation Pending Investigation (ASPI).

e. Prisoners shall be allowed to call witnesses for the presentation of relevant testimony and to present documentary evidence in their defense, unless good order or security of the confinement facility would be adversely affected. Where good order or security of the confinement facility would be adversely affected, the identity of witnesses shall not be revealed to the prisoner. All denials will be fully documented.

f. In all cases the prisoners shall be allowed to appear and make statements in their defense and to be present during all open sessions of the hearings.

g. There is no right to the appearance of counsel during the hearing. This is not a criminal trial; it is an administrative proceeding. Its purpose is to determine whether an offense was committed and to provide authorized disciplinary or management actions, if appropriate. Such actions are primarily corrective in nature and designed to address misconduct in a non-judicial forum. In actions where the prisoner is illiterate or where unusually complex issues exist, it is recommended that a knowledgeable staff member be assigned

to explain the issues and procedures and provide guidance as necessary.

6. Legal Procedures. When appearance before a D&A Board is required, the prisoner suspected of the offense shall receive written notice stating the following:

- a. Violation(s) charged.
- b. The prisoners have the right to a minimum of 24-hours notice of the charges prior to the D&A Board convening. (If prisoners are scheduled for release from confinement before the expiration of the 24-hour period, they may be required to appear before the D&A Board prior to expiration of the 24-hour notification period.)
- c. The right to consult with an attorney, by not necessarily a specific attorney, before the convening of the Board. There is no right of representation by an attorney during the board proceedings.
- d. The right to present relevant evidence at the hearing, both in defense and in extenuation and mitigation. A prisoner also has the right to request the presence of accusers and merit witnesses, as well as present questions to accusers and witnesses through the Chairperson of the Board.
- e. The right to be present for all open sessions of the D&A Board hearing, unless the respondent declines to appear or is removed for misconduct. Any absence will be noted in the summarized record and supported by appropriate documentation to establish the circumstances of declination or removal for cause.
- f. Prisoners charged with a confinement facility violation may seek legal counsel. Legal counsel is limited to assisting the prisoners prior to representing themselves at the D&A Board, since legal counsel is not authorized at a D&A Board. Legal defense services can assist prisoners in preparing a request to review the evidence and statements prior to the D&A Board. Prisoners may request a delay in the hearing by submitting a written request to the D&A Board Chairperson. Reasons for the request must be fully explained and warranted before being granted.

g. Disposition of adverse reports is accomplished by taking any of the following actions:

- (1) Filing the DR without action.
- (2) Filing the DR as an unfavorable Incident/OR in the prisoner record.
- (3) A hearing under reference (a), article 72 to vacate a previously suspended court-martial sentence.
- (4) Referral to a D&A Board.
- (5) Recommendation for non-judicial punishment.
- (6) Recommendation for trial by court-martial.

7. Appeals

a. Imposed disciplinary or management actions may be appealed to the CO/OIC. D&A Board cases not resulting in disciplinary or management action as listed above are final and not subject to appeal.

b. Appeals must be submitted within 3 working days of acknowledgement of receipt of the action. When circumstances prevent a prisoner from presenting the appeal during this period, the prisoner may submit a request for delay within the initial appeal period, with a statement describing the circumstances that necessitate the delay. The CO/OIC shall review the request and grant delays where warranted, however, a delay is not automatic.

c. An appeal must have substantive merit, or it is returned without further action. Appeals must be based upon showing that findings of the Board were in error, the hearing did not comply with applicable requirements, or the corrective actions were too severe.

d. Approved D&A Board recommendations are ordered into immediate execution without regard to appeal action. All actions shall be concurrent.

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e. Prisoners are provided written notification of appeal results, normally within 30 days of the date received by the CO/OIC.

f. Prisoners may appeal finalized actions to the CO's/OIC's Immediate Superior In Charge (ISSC).

9. Category of Offenses and Punishment

a. Violations are divided into five categories. Each category has maximum allowable disciplinary and management actions. These actions shall not be exceeded, unless one of the following conditions are met:

(1) D&A Board members believe the maximum level should be exceeded due to unusual circumstances. The D&A Board Chairperson shall justify in writing to the CO/OIC the reasons for recommending actions that exceed the category level.

(2) D&A Board may recommend actions not to exceed the next higher range of punishment of the latest offense if the prisoner has two or more guilty findings (during separate board proceedings) within a 90-day period.

b. The maximum recommended disciplinary and management actions for each category of offense are contained within article 5103. A definition of each offense is contained within article 5104.

5103. CONFINEMENT FACILITY OFFENSES WITH ASSOCIATED CATEGORIES AND AUTHORIZED ADMINISTRATIVE DISCIPLINARY AND MANAGEMENT ACTIONS

1. Category I

a. Offenses

(1) Aiding another (of Cat I offenses).

(2) Attempt (of Cat I offenses).

(3) Being unsanitary or untidy.

(4) Communications tampering.

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(5) Loitering.

(6) Running.

b. Disciplinary Actions

(1) Reprimand.

(2) Forfeiture of 30 days recreation privileges.

(3) 14 days extra duty (not to exceed (NTE) 2 hours per day).

(4) Forfeiture of 14 days GCI.

(5) Vacation of any previously suspended actions.

(6) DS (15 days maximum).

c. Management Actions

(1) Suspension of any above actions NTE 180 days.

(2) Detail/housing unit change.

(3) Other recommendations considering extenuating circumstances and the violation

2. Category II

a. Offenses

(1) Aiding another (of Cat II offenses).

(2) Attempt (of Cat II offenses).

(3) Cell alteration.

(4) False statement.

(5) Malingering.

(6) Medicine misuse.

(11) Unauthorized ordering.

b. Disciplinary actions

(1) Reprimand.

(2) Forfeiture of 45 days recreation privileges.

(3) 14 days extra duty (NTE 2 hours per day).

(4) Forfeiture of 30 days GCT.

(5) DS (30 days maximum).

(6) Forfeiture of H&Cs NTE 25 percent of monthly allotment.

c. Management actions

(1) Suspension of any above actions NTE 180 days.

(2) Detail/housing unit change.

(3) Reduction in custody level, no lower than Medium Custody In (MDI).

(4) Other recommendation considering extenuating circumstances and the violation.

3. Category III

a. Offenses

(1) Academic misconduct.

(2) Aiding another (of Cat III offense).

- (3) Assault (threatening).
 - (4) Attempt (of Cat III offense).
 - (5) Breach of peace.
 - (6) Contact between male and female prisoners.
 - (7) Conduct which threatens.
 - (8) Disobedience.
 - (9) Disorderly conduct.
 - (10) Gambling.
 - (11) Indecent exposure.
 - (12) Larceny.
 - (13) Mutilation.
 - (14) Non-support of dependents.
 - (15) Prohibited property.
 - (16) Provoking words or gestures.
 - (17) Rations misuse - confinement facility.
 - (18) Trafficking.
 - (19) Unauthorized contact with staff members, former staff members, or former prisoners.
 - (20) Unauthorized use of mail or telephone, unauthorized writing.
- b. Disciplinary actions
- (1) Reprimand.
 - (2) Forfeiture of 60 days recreation privileges.

- (3) DS (NTE 30 days).
- (4) 14 days extra duty (NTE 2 hours per day).
- (5) Forfeiture of 90 days GCT/ET Abatement.
- (6) Forfeiture of H&Cs NTE 25 percent of monthly allotment.

c. Management actions

- (1) Suspension of any above actions NTE 180 days.
- (2) Detail/housing unit change.
- (3) Reduction in custody/level to MAX custody.
- (4) Other recommendations considering extenuating circumstances and the violation.

4. Category IV

a. Offenses

- (1) Aiding another (of Cat IV offenses).
- (2) Assault.
- (3) Assault consummated by battery.
- (4) Attempt (of Cat IV offenses).
- (5) Bribery/solicitation.
- (6) Communicating a threat.
- (7) Counterfeiting.
- (8) Damaging or destroying property.
- (9) Disrespect.
- (10) Extortion.

(11) Funds manipulation (unauthorized transferring or receiving of funds).

(12) Interfering with count.

(13) Larceny.

(14) Lock tampering.

(15) Out of place.

(16) Possession of stolen property.

(17) Profiteering/racketeering.

(18) Rules violation (includes the terms of trusty or MIN pledges or work release).

(19) Sexual misconduct.

(20) Violation of reference (a).

b. Disciplinary actions

(1) Reprimand.

(2) Forfeiture of 60 days recreation privileges.

(3) 14 days extra duty (NTE 2 hours per day).

(4) DS (indefinite, normally NTE 60 days in any one period).

(5) Forfeiture of all GCT/abatements.

(6) Forfeiture of H&Cs NTE 25 percent of monthly allotment.

c. Management actions

(1) Suspension of any above actions NTE 180 days.

(2) Detail/housing unit change.

(3) Reduction in custody level to Max custody.

(4) Other recommendations considering extenuating circumstances and the violation.

5. Category V

a. Offenses

- (1) Aiding another (of Cat V offenses).
- (2) Arson.
- (3) Assault (on a staff member).
- (4) Assault consummated by battery (on a staff member).
- (5) Attempt (of Cat V offenses).
- (6) Disrespect (to a commissioned officer).
- (7) Escape.
- (8) Intoxicants.
- (9) Possession, introduction, or use of a weapon.
- (10) Resisting force cell moves.
- (11) Violation of reference (a).

b. Disciplinary actions

- (1) Reprimand.
- (2) Forfeiture of 60 days recreation privileges.
- (3) 14 days extra duty (NTE 2 hours per day).
- (4) DS (indefinite, normally NTE 60 days in any one period).
- (5) Forfeiture of all GCI/abatements.

INSTRUCTIONS FOR PREPARING AND ARRANGING RECORD OF TRIAL

USE OF FORM - Use this form and MCM, 1984, Appendix 14, will be used by the trial counsel and the reporter as a guide to the preparation of the record of trial in general and special court-martial cases in which a verbatim record is prepared. Air Force uses this form and departmental instructions as a guide to the preparation of the record of trial in general and special court-martial cases in which a summarized record is authorized.

Army and Navy use DD Form 491 for records of trial in general and special court-martial cases in which a summarized record is authorized. Inapplicable words of the printed text will be deleted.

COPIES - See MCM, 1984, RCM 1103(g). The convening authority may direct the preparation of additional copies.

ARRANGEMENT - When forwarded to the appropriate Judge Advocate General or for judge advocate review pursuant to Article 64(a), the record will be arranged and bound with allied papers in the sequence indicated below. Trial counsel is responsible for arranging the record as indicated, except that items 6, 7, and 15e will be inserted by the convening or reviewing authority, as appropriate, and items 10 and 14 will be inserted by either trial counsel or the convening or reviewing authority, whichever has custody of them.

1. Front cover and inside front cover (chronology sheet) of DD Form 490.
2. Judge advocate's review pursuant to Article 64(a), if any.
3. Request of accused for appellate defense counsel, or waiver/withdrawal of appellate rights, if applicable.
4. Briefs of counsel submitted after trial, if any (Article 38(c)).
5. DD Form 494, "Court-Martial Data Sheet."
6. Court-martial orders promulgating the result of trial as to each accused, in 10 copies when the record is verbatim and in 4 copies when it is summarized.
7. When required, signed recommendation of staff judge advocate or legal officer, in duplicate, together with all clemency papers, including clemency recommendations by court members.

8. Matters submitted by the accused pursuant to Article 60 (MCM, 1984, RCM 1105).

9. DD Form 458, "Charge Sheet" (unless included at the point of arraignment in the record).

10. Congressional inquiries and replies, if any.

11. DD Form 457, "Investigating Officer's Report," pursuant to Article 32, if such investigation was conducted, followed by any other papers which accompanied the charges when referred for trial, unless included in the record of trial proper.

12. Advice of staff judge advocate or legal officer, when prepared pursuant to Article 34 or otherwise.

13. Requests by counsel and action of the convening authority taken thereon (e.g., requests concerning delay, witnesses and depositions).

14. Records of former trials.

15. Record of trial in the following order:

a. Errata sheet, if any.

b. Index sheet with reverse side containing receipt of accused or defense counsel for copy of record or certificate in lieu of receipt.

c. Record of proceedings in court, including Article 39(a) sessions, if any.

d. Authentication sheet, followed by certificate of correction, if any.

e. Action of convening authority and, if appropriate, action of officer exercising general court-martial jurisdiction.

f. Exhibits admitted in evidence.

g. Exhibits not received in evidence. The page of the record of trial where each exhibit was offered and rejected will be noted on the front of each exhibit.

h. Appellate exhibits, such as proposed instructions, written offers of proof or preliminary evidence (real or documentary), and briefs of counsel submitted at trial.